

The Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JOHN DOE #1, an individual, JOHN  
DOE #2, an individual, and PROTECT  
MARRIAGE WASHINGTON,

## Plaintiffs,

V.

SAM REED, in his official capacity as Secretary of State of State of Washington, BRENDA GALARZA, in her official capacity as Public Records Officer for the Secretary of State of Washington,

## Defendants.

NO. 09-cv-05465-BHS

## DESIGNATED DEPOSITION TESTIMONY OF PASTOR

Redacted

Pursuant to Local Rule 32(e), Defendants Sam Reed and Brenda Galarza, Intervenors Washington Families Standing Together and the Washington Coalition for Open Government and Plaintiffs John Doe #1, John Doe #2, and Protect Marriage Washington (collectively, the "Parties") hereby submit combined designated deposition testimony for PASTOR

Redacted

Defendants and Intervenors object to the admission of any deposition testimony taken of any witnesses who could be called to testify at trial. Therefore, the designations of

DESIGNATED DEPOSITION  
TESTIMONY OF PASTOR [Redacted]

ATTORNEY GENERAL OF WASHINGTON  
Complex Litigation Section  
800 Fifth Avenue, Suite 2000  
Seattle, WA 98104-3188  
(206) 464-7352

1 Defendants and Intervenors are being submitted in the event that the Court decides to admit  
2 deposition testimony.

3 For the Court's convenience Defendants' designations have been highlighted in blue,  
4 Intervenors' designations have been highlighted in pink, and Plaintiffs' designations have  
5 been highlighted in yellow. Objections have been noted in the margins. Plaintiffs will be  
6 filing the redacted versions of these documents.

7 DATED this 6th day of September, 2011.

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DESIGNATED DEPOSITION  
TESTIMONY OF PASTOR **Redacted**

- No. 09-cv-05465-BHS

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

Deposition Upon Oral Examination  
Of  
PASTOR [REDACTED] Redacted

Taken by: Tracey L. Juran, CCR  
CCR No. 2699

September 23, 2010

Seattle, Washington

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2

3

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9 \* \* \* \* \*

10 PASTOR [REDACTED] Redacted, having been first duly sworn on  
11 oath by the Notary Public to  
12 tell the truth, the whole  
truth, and nothing but the  
truth, was deposed and  
testified as follows:

## EXAMINATION

15 BY MS. EGELER:

16 Q. Pastor [Redacted], as I stated to you before we went on  
17 the record, my name's Anne Egeler and I represent the  
18 Attorney General -- excuse me. I'm with the Attorney  
19 General's Office and I'm representing Secretary of State  
20 Sam Reed --

21 A. Mm-hm.

22 0. -- the defendants in the case.

23                   And I wanted to start by asking, have you ever been  
24                   deposed before?

25 A. No, I don't think so. I think this first time. I'm

1           really surprised with the life I live.

2   Q.    Well, I'll give you a few basic rules.  Everything we  
3           say is being taken down today by our court --

4   A.    Mm-hm.

5   Q.    -- reporter, so it's really important for us to make her  
6           life easy --

7   A.    Yeah.

8   Q.    -- so that we get an accurate record.  And the way that  
9           we can do that is by waiting for each other to finish  
10           speaking --

11   A.    Mm-hm.

12   Q.    -- before the next person starts to speak.  And whenever  
13           you want to indicate a yes or a no, if you could  
14           please --

15   A.    Mm-hm.

16   Q.    -- do that verbally, because head nods and mm-hms don't  
17           show up on the record.

18   A.    Right.

19   Q.    And it's also important that we understand each other.  
20           So if I ask anything that's just not clear or doesn't  
21           make sense, please stop me and ask me to rephrase that.

22   A.    Okay, I will.  I have no problem with that.

23   Q.    And is there any reason you wouldn't be able to testify  
24           fully today?

25   A.    No.  I'm glad I could be here.

1 Q. Well, let's get started, then.

2 Would you please state your current employment.

3 A. Yes. I'm senior pastor at [Redacted] in  
4 [Redacted], Washington.

5 Q. And how long have you held that position?

6 A. I'm going on -- October'll be 26 years.

7 Q. Wow, okay.

8 And have you been told that you were named as a  
9 witness in the Doe v. Reed case?

10 A. Yes.

11 Q. Did you know that that may require you to publicly  
12 testify in a federal court?

13 A. That's why I agreed to do it, yes.

14 Q. And were you asked if you had any concerns or -- about  
15 publicly testifying?

16 A. No, I don't have any. I'm in the public's eye all the  
17 time.

18 Q. And when did you first learn that you were going to be a  
19 witness in this case?

20 A. Wow, I think back now when we (indicating) talked on the  
21 phone, I think. It's been a couple months. Yeah, about  
22 60 days or so, two months.

23 Q. And who told you that?

24 A. My lawyer friend here (indicating).

25 Q. So Mr. Pidgeon in the room here.

1 A. Mr. Pidgeon, yes.

2 Q. Did you talk to Mr. Pidgeon about your deposition today?

3 A. Well, we really didn't talk about the deposition. We  
4 just talked about would I be willing to come down as a  
5 witness about what has taken place in my life with the  
6 whole situation with the homosexual community.

7 Q. Let's talk about that.

8 My understanding is that the issue of the  
9 homosexual lifestyle is a bigger issue for you than just  
10 Referendum 71; is that right?

11 A. Absolutely.

12 Q. Can you explain sort of over time your involvement in  
13 that issue.

14 A. I look back now probably some 20 years of dealing with  
15 the whole issue, not only just with the homosexuality  
16 issue, but with any aspect of lifestyle that isn't  
17 healthy Biblically. Homosexuality is one issue. And it  
18 magnified when we started having a great deal of  
19 problems in Olympia, and I was called to get involved  
20 because they knew who I was and because of the stands I  
21 have taken against other issues of sin that the Bible  
22 was against.

23 And I had heard -- got a call from one of the  
24 pastors in the area and said, did you hear that there's  
25 some representatives that is going down to Olympia? And

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1 I think that issue then -- it's been so many years back.

2 The issue then was working on minority status, making  
 3 the homosexual community a minority status. And so  
 4 that's how I really got involved with the legislative  
 5 aspect of it and down in Olympia.

6 And when we got there, there was a -- there was  
 7 several representatives from Redacted that was trying  
 8 to get the law passed, and that's how I got involved  
 9 even with the fight with Redacted .

10 Q. Let's talk about that fight with Redacted . Can you  
 11 describe that for me.

12 A. In words? In words, probably a little bit more  
 13 difficult than in emotion.

14 What happened was that we had so many people in our  
 15 church that work for Redacted , and I knew Redacted  
 16 policies for years towards the homosexual community.  
 17 Fine with us. It was their right, it was their  
 18 business, and that any way they wanted to treat their  
 19 workers was their choice. Well, when we got down to  
 20 Olympia, all of a sudden their decision on how they was  
 21 treating the homosexuals in their business became how  
 22 they wanted the State to treat homosexuals, and they was  
 23 there giving testimony why this law should be passed.

24 And that's when I said, I think we're overstepping.  
 25 Long as you wanna keep that issue inside your four

1           walls, it's fine with me. When you try to push your  
2           decision and your laws on me as a pastor and as a  
3           Christian, I got problems with it, especially when you  
4           step in the state. And so that's when I met with  
5           Redacted . And we had several meetings and I got them  
6           to back off and take a neutral position in that fight  
7           that year.

8   Q.   So do you have an opinion about whether corporations  
9           should be able to lobby the government for different  
10           laws being passed or not passed?

11   A.   I think corporation can lobby the government for  
12           anything they want if they're willing to defend it and  
13           be challenged on it.

14   Q.   So --

15   A.   Because they have the right to do that. I have the  
16           right to challenge that.

17   Q.   So you weren't objecting to Redacted lobbying on the  
18           issue.

19   A.   Never. I never asked them to fire their  
20           representatives, I never asked them to change their  
21           policies inside their four walls. The issue was, when  
22           you start pushing issues that's Biblically where I stand  
23           as a pastor on me, you know, pass laws that I have to  
24           submit to when the Bible says I shouldn't, then we have  
25           a problem.

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1 Q. And that bill that you were referring to being an issue,  
 2 do you remember what that --

3 A. Oh, my goodness.

4 Q. -- bill was?

5 A. I could not say, it has been so long ago. But it was in  
 6 every major newspaper all over the world, so it won't be  
 7 hard to find out.

8 Q. And were you in newspapers connected with that issue?

9 A. Everywhere.

10 Q. Did you form a group to address your concerns with  
 11 Microsoft?

12 A. What we did was, we did a [Redacted] in 2000 --  
 13 oh, my goodness. Man, that's tough now, been so long.

14 We did -- in the [Redacted], we did a rally of just  
 15 the aspect of protecting marriage. And that was my --  
 16 that was the outfit and the organization that I used,  
 17 [Redacted]. And that following year -- I think  
 18 it was 2000 -- it was right before the 2004 election. I  
 19 think that was Bush's second go-round; isn't that right?

20 MR. PIDGEON: Mm-hm.

21 A. It was right before the 2004 election, we ended up going  
 22 to Washington, D.C., with that same type of rally for  
 23 protecting marriage.

24 Q. (by Ms. Egeler) And the [Redacted], do you  
 25 remember where that event was held?

1 A. Redacted .

2 Q. And --

3 A. And the one in D.C. was on the Mall.

4 Q. And the Redacted event, did you speak at  
5 that?

6 A. I did, mm-hm.

7 Q. Do you recall how many people, roughly, were in  
8 attendance?

9 A. Well, we had 30 days to put it together here at Safeco,  
10 and I kinda figured if we can get the stadium, we'd be  
11 able to do it. I think we had around 20, 25,000 people  
12 there. And the one in D.C., we had like three months  
13 more or so to get that done, and I think we had over  
14 200,000 there.

15 Q. And when you spoke at Redacted, do you  
16 remember what you said? And I'm sure you don't remember  
17 word for word, but --

18 A. All the --

19 Q. -- basically.

20 A. -- speakers had one major theme and that was protection  
21 of marriage between a man and a woman, mm-hm.

22 Q. In addition to protecting marriage between a man and a  
23 woman, did you speak about not permitting marriage  
24 between two people of the same sex?

25 A. I don't think that that really came up very much at all

1 because that was not the purpose of the rally. If some  
2 of the speakers said it or if it came out, it was in  
3 conjunction with saying, okay, what marriage is is what  
4 we are as believers and Christians, mm-hm.

5 Q. What threat to traditional marriage was the Redacted event  
6 addressing?

7 A. Well, we just feel that the best avenue of a family is a  
8 man, a woman and that that double representation in that  
9 marriage for children was the better way that life, we  
10 believe Biblically, was to be taught.

11 And that's where we stood. I mean, every one of  
12 us, from -- I invited Dr. Dobson, James Dobson, who  
13 came. The head of Family Research Council, Tony  
14 Perkins, I invited him; he came. Just about everyone  
15 that I invited came for this particular issue of not  
16 being pushed to accept which Biblically we believe is  
17 wrong and it was what we consider as a sin. And that is  
18 our main purpose we're dealing with. It would be just  
19 like anything else that we're against in the Bible.

20 And what most people want to say, especially  
21 towards me, is that I got this agenda towards  
22 homosexuals. No, one sin is just like another sin as  
23 far as I'm concerned. And the reason why I think that  
24 we've gotten so much publicity on this is because of our  
25 harsh stand on not compromising marriage between a man

1 and a woman.

2 Q. And when you say that this is Biblically a sin, did you  
3 say that to the group at --

4 A. Say it every time I get an opportunity to speak about  
5 it.

6 Q. And specifically, that marriage that is between anyone  
7 besides a man and a woman is what you're referring to as  
8 the sin; correct?

9 A. Right.

10 Q. So in other words, same-sex marriage.

11 A. Right.

12 Q. And would you have made the same statement in  
13 Washington, D.C.?

14 A. Same. It's just much bigger and more people.

15 Q. And then the differences with [Redacted], did it lead you  
16 to start an effort to purchase [Redacted] stock?

17 A. Yes, I did. And the whole aspect of -- I think that  
18 most of our corporations are controlled and ran by  
19 stockholders, and I thought, you know, one of the best  
20 ways to do it is just get people involved with buying  
21 stock. Then we can influence what is going on in that  
22 corporation and in that business. It's absolutely legal  
23 to do. And that's what I started, and it was quite a  
24 ride. It was a lot of fun.

25 Q. And did you get a lot of press coverage of that?

1 A. Oh, my goodness, yes. It was quite a bit.

2 Q. And I'm going to just make one exhibit here of the many  
3 press articles. And I know you've brought some of those  
4 with you today in actual newspaper form, but this one's  
5 printed out, so it might be easier to attach to the  
6 deposition.

7 MR. PIDGEON: No objection.

8 [Off the record - discussion]

9 [Exhibit 1 marked for identification]

10 Q. (by Ms. Egeler) Pastor, are you familiar with this  
11 article?

12 A. Oh, yeah.

13 Q. And just for the record, I'll note that this is from the  
14 **Redacted** Web site --

15 A. Mm-hm.

16 Q. -- noted on the bottom of the document and it's dated  
17 Tuesday, January 8, 2008.

18 A. Mm-hm.

19 Q. The first paragraph, Pastor, states that, "**R**

[REDACTED] d

[REDACTED] c

[REDACTED] c

[REDACTED] d

[REDACTED]

[REDACTED] " --

25 A. Mm-hm.

1 Q. -- period, end quote. Does that quoted material come  
2 from you, do you think?

3 A. I don't know where that came from. I don't -- they  
4 probably got it from some of my engagement or my  
5 speeches, but I don't remember directly making it to

6 **Redacted**.

7 Q. Would you agree that **Redacted** was financing ungodly  
8 ventures?

9 A. Yes. That's what -- the whole fight that we started  
10 from in the aspect down in Olympia.

11 Q. And starting -- let's back up and start with the **Redacted**  
12 **Redacted**. Did you get any negative reaction from  
13 people?

14 A. Oh, my goodness. The day of, even, was an absolutely  
15 amazing time. And what we're saying is, look, we're not  
16 down here to attack homosexuals, we're not here to put  
17 homosexuals down. And you can look at -- I mean, there  
18 are thousands upon thousands of articles about me and my  
19 life and where I stood, but you cannot find any articles  
20 at all that would be outside of the Biblical aspect of  
21 what I believe. I have never put down homosexuals, I do  
22 not think they are second-class citizens, or anything  
23 else.

24 But the truth is, I'm a pastor. I believe in the  
25 Bible. I stand on the Bible regardless of whether it's

1           popular or not. And that is one of the issues that we  
2           have taken, because when those ungodly issues are pushed  
3           as normal, is pushed as one to force Christians to have  
4           to accept, then I'm a big fighter on that, regardless of  
5           what the issue is.

6   Q.   So would it be fair to say that you've been quoted in  
7           the past or have said that homosexuality -- the act, not  
8           the individuals -- that the act is ungodly?

9   A.   Yes. Oh, most definitely.

10   Q.   And would it be correct to say that you have publicly  
11           stated that homosexuality -- again, not the individuals,  
12           but the act -- is a sin?

13   A.   Yes.

14   Q.   And have you publicly stated that it is your belief that  
15           homosexual families, where two partners are parenting  
16           children, is contrary to Biblical teachings?

17   A.   And common sense, okay? Maybe I can help you understand  
18           it a little bit better. If two people walked into  
19           adoption process, unmarried, a man and a woman, and  
20           wanted to adopt a child, the adoption agency will say,  
21           no, it's not a stable home. That's a man and a woman  
22           that's unmarried trying to adopt. But at the same time,  
23           well, couples -- two women or two men that's not married  
24           will walk in and they will make exceptions for them to  
25           adopt.

1                   Now, as far as I'm concerned, where's the common  
2                   sense in protecting that child in a very strong home  
3                   that's gonna give them commitment, that's gonna give  
4                   them the role models of a man and a woman, and to make  
5                   sure that if we're gonna say no to a single -- two  
6                   single people trying to adopt that's not married, what  
7                   makes two men that's not married or two women that's not  
8                   married the difference?

9   Q.    Have you publicly spoken about the possibility of --  
10           let's take two men who are married under one of the  
11           state laws that does permit homosexual couples to marry.  
12           Have you taken a public stance about that?

13   A.    Yes, because it has been very -- it has been a very  
14           negative thing that happened to Christian organizations.  
15           If -- I don't know if you understood or understand what  
16           took place in Massachusetts. They shut down an adoption  
17           agency, Catholic adoption agency, because they would  
18           not -- according to their freedom and freedom of  
19           religion, would not adopt to homosexuals.

20                   Now, I think that's just as discriminatory, to shut  
21           down a business when they have the freedom -- in our  
22           Constitution, the freedom of religion. But they say,  
23           you cannot have that right, and I would like to know  
24           why.

25   Q.    Is it your position that businesses should have the

1 right to adopt to two men who are married?

2 A. No, because I don't think that that Biblically is a  
3 marriage, you know. There are certain things that we  
4 have to agree on in this deposition room. And what we  
5 have to agree on in this room is, I don't have any  
6 personal opinions. When I gave my life to Christ, my  
7 personal opinion took a second seat.

8 I'm not like many other hypocrites that call  
9 themselves Christians and then decide what they wanna  
10 believe the Bible says or don't. I am one that's  
11 totally committed to all 66 books of the Bible, every  
12 chapter in the Bible -- over 1,100 chapters in the  
13 Bible, and when God says something, that's where I stand  
14 whether I like it or not. God didn't ask my opinion.

15 Q. I understand.

16 I'm just trying to get out what you've said  
17 publicly so that --

18 A. Mm-hm.

19 Q. -- your public words can be known in the -- in our  
20 transcript here --

21 A. Oh, yeah. I mean --

22 Q. -- today and fairly represented.

23 A. -- there is no reason to think that my words and my  
24 actions are not known. You go to Wikipedia. I am  
25 everywhere. Go to Google. I think -- I mean, I think

1                   the last time I typed my name in, there was almost  
2                   300,000 hits. So it isn't -- nothing private about how  
3                   I feel, how I say, and where I stand. And there is not  
4                   one statement that anyone can ever find in all those  
5                   postings where I am derogatory and attacking and feeling  
6                   and putting down homosexuals.

7   Q.   I understand.

8                   So looking again at Redacted, was the effort to  
9                   buy the stock of the company, then?

10   A.   Yeah. It's just like -- just go in and buy stock and  
11                   influence what is going on in that business. One of the  
12                   reasons why we did that was because -- I think it was  
13                   when -- there was something going on in California. I  
14                   don't think it was Proposition 8, I think it was another  
15                   issue that was hitting. And I came to the stockholders'  
16                   meeting at Redacted to ask them why were they  
17                   supporting discriminatory and racial practices.

18   Q.   And what discriminatory and racial -- and racist  
19                   practices specifically?

20   A.   Specifically, if you remember some of the rallies that  
21                   was going on in California -- I think it's about three,  
22                   four years ago at the most -- there was homosexuals that  
23                   was attacking people with the Bible at rallies, took a  
24                   Bible from a little old lady, called black people stupid  
25                   for voting for the passage of that bill. It may have

1                   been Proposition 8; I'm not sure.

2                   And I asked [ Redacted ] as a company and as a  
3                   stockholder, if it was -- anyone else had done such  
4                   blatant discriminatory and racist comments and  
5                   movements, would this company support 'em? And I said,  
6                   absolutely not. But you are. You continue to support  
7                   the homosexual lifestyle and ways even though you know  
8                   where they stand.

9                   And that you call me intolerant, but you never  
10                  heard me call homosexuals names. But you've heard them  
11                  call me names. You've heard them call other black  
12                  people names and how ignorant black people are because  
13                  of voting for Proposition 8.

14           Q.     Did you witness anything in the state of California that  
15                  you've just described?

16           A.     Every day on the news. It was hot, hot news. And so  
17                  with -- the pastors that have organized Proposition 8,  
18                  I'm close friends with two of 'em and I knew exactly  
19                  what was going on. Wasn't just hearsay in the aspect of  
20                  what was going on in the paper, but what was going on  
21                  with the pastors and the pastors who got, I mean, just  
22                  threats to no end that if you are gonna stand on this,  
23                  then you are gonna be -- I wanna say the right word --  
24                  you'll be profiled as a hatemonger.

25           Q.     And were you involved in an organization of a rally, for

1                   lack of a better word, at [Redacted] High School?

2   A.    Oh, yes.

3   Q.    Can you talk about that for me.

4   A.    I'd be more than happy to talk to you about that. My  
5                   children go and attend [Redacted] High School. And what  
6                   took place was, when they -- if you wanna attack me,  
7                   that's fine. I'm a big boy; I can handle it. I can  
8                   back up my words and know why I do what I do. Well,  
9                   when my oldest daughter, which is now a senior in  
10                  college at WSU, was a freshman, they asked me to come  
11                  and speak at the Martin Luther King Day. They was  
12                  having tremendous problems up there at the school --  
13                  thank you very much.

14                  THE WITNESS: Anything you wanna look at or say  
15                  before I continue?

16                  MR. PIDGEON: Yeah, one second.

17                  No objection to the exhibit.

18   A.    So they asked me to come and speak at the Martin Luther  
19                  King Day. They was having so many problems in the  
20                  school racially.

21                  And now, my kids was -- at that time was just [Redacted]  
22                  that -- my oldest, and there may have been three, four  
23                  other, really, minority kids; weren't very many. I  
24                  think the [Redacted] was there, who had adopted a Korean --  
25                  two Korean kids; my kids, which was -- I'm amazed at how

1 school does it and education does it. I mean, I'm the  
2 blackest man you gonna see and my wife is the whitest  
3 woman you could see, yet still our kids are classified  
4 as black in the public schools. And probably was about  
5 four others in the whole school.

6 And so I wanted to come up and I agreed to speak  
7 because of the things that was going on in the school.  
8 Racial epithets were being written on the walls, the  
9 bathroom. It was just -- it was to the point where it  
10 wasn't safe for many of the black kids to be around.

11 So they had that whole school vote on what are the  
12 major problems at [Redacted], and then they did a  
13 statewide survey of the students. The number-one  
14 problem, they said, was racism in the school, number  
15 one. And they was thinking about eliminating the Martin  
16 Luther King celebration because most of it ended up just  
17 being another way of being political, to push an agenda,  
18 that wasn't supposed to be an assembly.

19 So when -- [Redacted] come home and said, Dad, they  
20 would love for you to come and speak at the school.  
21 Would you come? Said, we got a lotta problems. And I  
22 go, absolutely. She said, we did this vote, and it came  
23 out that there was three main issues and most schools  
24 were four. Racism was number one at just about all the  
25 schools, and there was nothing mentioned about

1           homosexuality. So that was a good thing for me because  
2           I -- you know, I don't wanna spend my life talking about  
3           one issue.

4           So I go, I'd be more than happy. So I went up and  
5           spoke. Man, it was fabulous. It went off extremely  
6           well. They liked it, they got a -- I got a standing  
7           ovation from the students, the teachers thanked me. So  
8           I thought, oh, man, okay, we making some great progress  
9           to get things turned around.

10           Now, outta all those things, they started the Day  
11           of Silence the same year, which we didn't know -- what's  
12           the Day of Silence? And we didn't know what the Day of  
13           Silence was until later on in that year when my wife  
14           happened to have an appointment with a teacher after  
15           school to talk about my daughter's math issues. Honor-  
16           roll student, just doing well, but man, she was just  
17           really struggling with this math teacher. So we wanted  
18           to go and have a family parent-teacher conference.

19           My wife arrives after school. She comes in with  
20           the teacher and starts talking to the teacher. The  
21           teacher won't talk back. The teacher is writing answers  
22           on the board. My wife asked, what are you doing? We  
23           got an appointment here to talk about my daughter. She  
24           said, it's the Day of Silence and I am holding to that,  
25           so I can't talk to you. So my wife walked up, wrote on

1 the board, we will talk about this later.

2 And she came home and says, do you know what's  
3 going on up at the school? I go, no. She says, I went  
4 up to talk to the teacher and they was honoring the Day  
5 of Silence. Teachers wouldn't teach. They were -- if  
6 they committed to honor the Day of Silence, they  
7 wouldn't teach. Students didn't have to talk in the  
8 classroom. They were having students come in at the  
9 front of the school to say, okay, are you for this and  
10 you supported this or not? They was handing out arm  
11 bands.

12 So all of a sudden I'm thinking, what is gonna --  
13 this isn't gonna happen.

14 Q. (by Ms. Egeler) And what was the Day of Silence about?

15 A. It was honoring those students who they say had been  
16 bullied as a homosexual student. Now, that -- okay,  
17 great, let's deal with bullying. But outta all those  
18 issues that the kids voted on, homosexual bullying or  
19 homosexual problems wasn't even mentioned. And the GSA  
20 that put on the Day of Silence didn't have one  
21 homosexual student in their whole program. There was no  
22 gay students in the committee. It was heterosexual kids  
23 pushed by teachers, which is not right when it's  
24 supposed to be student sponsored.

25 Q. Do you actually know that --

1 A. I know that for a fact. And you can call [Redacted] High  
2 School and ask for Principal Taylor. You know, he --  
3 they can give you all the -- everything I'm saying that  
4 I tell you is the truth.

5 And I just had -- just finished with another  
6 meeting just to refresh last Monday about the issues of  
7 the Day of Silence. And I -- my thing was, okay, if you  
8 gonna set a time aside -- we got day of respect. That's  
9 for everybody. But then you turn around, you have a  
10 special day for homosexual kids where all the kids says,  
11 not a problem, but racism is. So you don't have -- if  
12 you gonna have a special day, why don't we deal with  
13 what the real problem is in this school, which at that  
14 time was racism.

15 Q. So what did you do to express your concern with the  
16 school's decision?

17 A. We sit down and says, okay, why are we having this day,  
18 taking a whole day out to celebrate a lifestyle?

19 Q. And did you bring people to the school to protest?

20 A. That was only after they said, we gonna go ahead and do  
21 it anyway, the next year. And so we had -- the  
22 following year I asked, are you gonna have this Day of  
23 Silence? Well, if you wanna day of -- I said, why not  
24 do it the way Christians do it? We come in early,  
25 before school, we go out the flagpole, we pray. School

1 is for education, not indoctrination, and they can do it  
2 after school. No big deal. We're not saying you can't  
3 do it, we're just saying, this is time for education  
4 during the day.

5 Well, you can have a special day, if you want, for  
6 Christians. That is defeating why I'm here. If I did  
7 that, I'm hypocrite. I'm saying, if we got a day of  
8 respect, why not put everything on the one day?

9 Q. So did you have a rally organized in 2008 --

10 A. Yes, we did. And over half the parents kept their kids  
11 out of school that day.

12 Q. And did you bring people from the church with you?

13 A. Church, the community, because I live in the community.  
14 We had people, I mean, come from all over to come and  
15 stand with us --

16 Q. How many people --

17 A. -- at that rally.

18 Q. -- do you think?

19 A. Oh, my goodness. I don't -- please, I really don't  
20 know, but probably five or six hundred. I don't know.  
21 So yeah, something like that.

22 Q. And were there any people there that were taking the

23 opposite position and supporting --

24 A. Did you see --

25 Q. -- the day?

State Objects:  
Irrelevant, unrelated to R-71.

1 A. -- some of the paperwork that they put in up there? I  
 2 mean, we had homosexuals and homosexual activists that  
 3 literally tried to start fights with me. And I'm always  
 4 surrounded by people when I'm in public and people gonna  
 5 know I'm there, because the worst thing I could ever do  
 6 is to start a problem and hit someone. And that's  
 7 exactly what they tried to do. There was kids standing  
 8 next to me with a sign, "Throw Rocks Here." You know,  
 9 there's not a lotta love and a lotta tolerance in that  
 10 sign.

11 And we had to call the police, which was there,  
 12 that they were supposed to keep us separated at this  
 13 rally. That was the whole issue that we were supposed  
 14 to do, and they didn't. When I first walked up, I had  
 15 all these homosexual kids and homosexual activists come  
 16 to me, and here I am surrounded, with four or five guys  
 17 around me trying to protect me from all of them.

18 Q. And so the police did respond when you called?  
 19 A. Well, they was there. They were standing there looking.  
 20 And I said, hey, don't you guys think you better move up  
 21 here? Don't you think you better move -- we supposed to  
 22 have separate places for the crowd, those that are  
 23 standing against the Day of Silence and those that are  
 24 for it, and you're not doing your job.  
 25 Q. And did they --

1 A. And I expect you to do your job. And they finally did  
2 move 'em back and put up a barrier, a rope.

3 Q. Between the two groups, the rope?

4 A. Between the two groups.

5 The things that were said, the language that was  
6 used -- my wife was attacked with words, abusive, called  
7 her a nigger lover, called us homophobes, hateful  
8 people. They -- I mean, I can't even say some of the  
9 things that they were saying right there with the  
10 television and the cameras. But all of a sudden, none  
11 of those things was on the news.

12 Q. And were any rocks thrown? You said there was a sign  
13 about --

14 A. No. I mean, they -- that's what the sign was saying,  
15 and he was standing right next to me with the sign over  
16 my head, "Throw Rocks Here."

17 Q. Was anything thrown?

18 A. Oh, no. I mean, that wouldn't have happened.

19 Q. By either group. No -- neither group threw things.

20 A. No, mm-mm.

21 Q. Did either group sink to the level of physical violence?

22 A. No. Oh, no. I mean, it definitely wouldn't come from  
23 our side. And everybody knows I'm not a pacifist.

24 Q. But you didn't react with --

25 A. No.

State Objects: The witness's testimony is  
irrelevant, unrelated to R-71.

1 Q. -- violence.

2 A. No.

3 Q. And the other side didn't do anything violent either.

4 A. Well, until we got 'em away from us. I mean, coming up  
5 in my face like this (indicating), what would you  
6 consider that? Would you consider getting in my space?

7 Q. So how close were people standing to you?

8 A. I wish we had that picture. I know I got that picture  
9 somewhere of the guys -- may look at the envelope  
10 where -- I tried to bring a picture. He's standing  
11 right over -- right next to me. I mean, he is here  
12 (indicating).

13 Q. And let the record reflect that I'm guessing that the  
14 pastor's about three inches away. Is that about right,  
15 Pastor?

16 A. He's probably about four or five inches away from me.

17 I wish I had -- it may be in that big yellow  
18 folder. Rachel said she got a picture of the guy  
19 standing right next to me with the -- there it is.  
20 Here's one of 'em (indicating). This is when he's  
21 walking up to me with the sign, and then he comes right  
22 up right next to me on my side and was holding the sign  
23 up, "Throw Rocks Here."

24 Q. Now, I'm looking at the picture. And do you want to  
25 take a look and tell me how far away you think he was?

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1 A. No, right there, he is not as close as he got. Because  
 2 all of a sudden, the guy that's with me, the bodyguard,  
 3 is trying to keep him from doing that. And that's when  
 4 they started really getting closer and closer to me, and  
 5 that's when we had to call the policeman and say, look,  
 6 you need to get those guys away from us or there's gonna  
 7 be some problems here and we're not gonna start it.

8 MR. MCBRAYER: Are you going to mark that, since  
 9 you're talking about it?

10 MS. EGELER: Can we be off the record for a second.

11 [Off the record - discussion]

12 [Exhibit 2 marked for identification]

13 Q. (by Ms. Egeler) So when we went off the record, we  
 14 discussed how to use the newspaper that  
 15 Pastor [Redacted] brought today. It is a copy of The  
 16 [Redacted], section R, from [Redacted]. And we  
 17 agreed that this article, which is on the front of that  
 18 section and then continues on to the next page, that our  
 19 court reporter will make a copy of that, including all  
 20 of the pictures that show the information that the  
 21 pastor was referring to -- well, all of the pictures,  
 22 including those we haven't discussed --

23 A. Mm-hm.

24 Q. -- yet.

25 Pastor, I notice in the picture on the front of our

State Objects: Irrelevant,  
unrelated to R-71.

State Objects to Dep. Ex. 2; Plaintiffs' Trial  
Exhibit 51; hearsay; irrelevant. unrelated. unrelated to R-71.

1 Exhibit 2, so the front page of Redacted

████████ that day, that you have a printed T-shirt on that  
3 looks like it was a special shirt --

4 A. Mm-hm.

5 Q. -- for the rally. Can you tell me about what that shirt  
6 said.

7 A. Yes. It's about education, not indoctrination.

8 Q. And what --

9 A. GLSEN is trying to indoctrinate. We say that school  
10 time is for education.

11 0. So what did the shirt say?

12 A. Let me get my glasses so I can say specifically.

13 Q. Part of it's hidden and --

14 A. Yeah.

15 O. -- I just wanted to get that accurately reflected.

16 A. I think this one is -- says, "GLSEN Manipulation Day."

17 O. And the picture shows you standing with a --

## 18 A. Microphone.

19 O. -- a bullhorn --

20 A. Right.

21 O. -- is that correct?

22 A. Mm-hm.

23 Q. And did you use that to speak to the large crowd that  
24 had --

25 A. Yes.

1 Q. -- gathered?

2 A. Mm-hm.

3 Q. And do you remember what you told them?

4 A. It's just a fact that we're here today to take what we  
5 believe is the truth Biblically, and that is that  
6 marriage is between a man and a woman. And now that  
7 GLSEN has gotten the Day of Silence in our schools, that  
8 they are trying to indoctrinate and manipulate our kids  
9 into saying something that we believe isn't right,  
10 should be corrected, should be accepted, and should be  
11 considered safe.

12 Q. And did you have any threats or harassment made to you  
13 or the church after the rally?

14 A. All the way to the car.

15 Q. And what were those threats or harassment?

16 A. Yelling, screaming, calling me homophobe, hate -- you  
17 know, hate filled, why don't I just accept gays as gays  
18 are. I mean, any -- you can name it, they were  
19 saying -- most of the signs that they had up there, they  
20 were -- and we had to get the police to come down. I  
21 mean, it got to the point where they was trying to block  
22 me to get to the car so badly that we had to get  
23 officers down there so I could make it to the car so we  
24 could just leave.

25 Q. And did the officers help you to the car?

State Objects: Hearsay; and the testimony is irrelevant even if  
not offered for the truth of the matter, unrelated to R-71.

1 A. Oh, yeah.

2 Q. Were you pleased with the police --

3 A. No, I wasn't.

4 Q. -- officers?

5 And why not?

6 A. Because they didn't do their job. First thing is, if  
 7 you look in this picture that's on the front of here  
 8 (indicating), they were supposed to be that far away the  
 9 whole day. Now, just so -- the picture that showed you  
 10 the signs, where that kid was standing, if he didn't get  
 11 any closer to me, they didn't do their job by allowing  
 12 him to get that close.

13 I mean, my life -- whenever one of these things --  
 14 my life is in danger. I've gotten more threats than Van  
 15 Camp's has pork and beans. And I'm gonna sit there at a  
 16 rally and people have threatened me, say I should be  
 17 dead, I should be killed, I shouldn't even be last --  
 18 left alive for the next month or two, much less  
 19 anything -- and they let them get that close to me.  
 20 Someone could have shot me, someone could have cut me.  
 21 I mean, there are a lot of things that could have taken  
 22 place when they knew my life had been threatened.

23 Q. Let's talk about that.

24 So this individual that's pictured with the "Throw  
 25 Rocks Here" sign at one point was much closer to you.

State Objects: The witness's testimony is irrelevant, unrelated to  
R-71.

1 A. Many. Not just him. Many was close.

2 Q. And I understood you to say that you asked the police to

3 respond --

4 A. I said, sir --

5 Q. -- and separate.

6 A. -- are you looking at what's going on here?

7 Q. And --

8 A. You are supposed to be keeping us separate and you're

9 not doing your job, when we come to find out later that

10 they had police officers and other members of law

11 enforcement up at the fireplace waiting for something to

12 break out. They didn't even have all the officers there

13 on the premises where they were supposed to be. I mean,

14 how -- if you're gonna have a rally and you gotta be

15 separated, how can you have that many people be set free

16 to come that close to me?

17 Q. If you could just listen to the question I'm asking you

18 and focus on that question.

19 I wanted to ask you, when you felt the people were

20 too close to you and you asked the officer to take

21 action, did the officer refuse to do so?

22 A. He said I had to wait -- he called his superior officer.

23 When the superior officer got there, then they moved the

24 people back.

25 Q. How long before the superior officer got there?

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1 A. I don't know. Probably about five minutes.

2 Q. So about a five-minute response time.

3 A. Mm-hm.

4 Q. And when -- five minutes later, the police separated the  
5 groups; is that --

6 A. Mm-hm.

7 Q. -- correct?

8 And how far apart did the police then keep the  
9 groups?

10 A. It look like it's about 15, 20 yards, yeah.

11 Q. And do you think that, because they separated the  
12 groups, that that prevented any sort of violence  
13 occurring?

14 A. I know it did.

15 Q. So do you think that the police were instrumental in  
16 helping to prevent violence?

17 A. Oh, I mean, if there was no police there, it would  
18 have -- I think would have broken out into some type of  
19 violence.

20 Q. That's a very strong statement, to state that the police  
21 aren't doing their jobs. So --

22 A. Yeah, it sure is.

23 Q. -- do you believe --

24 A. And I --

25 MR. PIDGEON: I object to that --

1 MS. EGELER: Excuse me --

2 MR. PIDGEON: -- statement and as to the form of  
3 the question.

4 Q. (by Ms. Egeler) After you asked them to split up the  
5 group and they did so, did you continue to feel that the  
6 police were not doing their job?

7 A. After they -- the head superior officer got there, they  
8 did a great job moving everyone back. It was -- we had  
9 some 45 minutes before that separation took place. It  
10 started from the moment I got out the car and I started  
11 walking towards the school. They saw me coming and then  
12 here comes the whole crowd that was representing the  
13 homosexual group and activists. They met me and walked  
14 up to me long before we even got to the place. And  
15 that's how it all started. As we moved toward, more and  
16 more came and got around me and surrounded me.

17 Q. They surrounded you and told you that they disagreed  
18 with you; is that correct?

19 A. That'd be a good statement to make, yes.

20 Q. But they didn't surround you and physically abuse you.

21 A. Oh, no, no. I think, with all the guys that I have,  
22 that that was not gonna take place.

23 Q. Well, there were guys surrounding you and protecting  
24 you.

25 A. Right.

1 Q. Were they protecting the members of your church as well?

2 A. No one was being paid attention to except me.

3 Everything was focused on me.

4 Q. So the other members of your church were not threatened.

5 A. Not the way I was, no.

6 Q. Not the way you were or they weren't threatened?

7 A. Oh, I mean, there was conversations going on the whole  
8 time between the crowd and those that was against us  
9 being there.

10 Q. I understand there were conversations and, would it be  
11 fair to say, angry words as well?

12 A. Oh, yeah, mm-hm.

13 Q. But was there physical violence occurring?

14 A. There was no physical violence, none for -- with anyone  
15 on either side.

16 Q. And after you asked the police to separate the groups,  
17 my understanding is that the police --

18 A. Called his superior, superior arrived, and they moved  
19 the crowd back.

20 Q. And they kept things under control all the way through  
21 the time that you actually got into your automobile and  
22 left.

23 A. Until we got ready to leave.

24 Q. Until?

25 A. When the rally was over, we turned to leave, and then it

1           was kinda like the police say, okay, it's through. And  
2           then bam, here come the crowd after me as I'm walking  
3           down the street. And that's when we had to get -- when  
4           I got to the car, again I'm surrounded and they're  
5           saying things and throwing words out, that we had to get  
6           one of the officers and call one of the officers to get  
7           down there to get these guys backed off me.

8   Q.   And when you called one of the officers to get those  
9        guys off of you --

10   A.   He came.

11   Q.   Did he come immediately?

12   A.   Well, yeah, because he was kinda behind -- they was  
13       walking because they saw what was happening with the  
14       crowd when I left. So the officer was kinda walking  
15       behind the activist crowd. So when we got to the car  
16       and I had to stop, then boom, you know, here I am  
17       surrounded again. And I says, you know, Officer, we  
18       need to get these guys back so we can go. We wanna just  
19       leave. And he did.

20   Q.   And was there any vandalizing of your car or any --

21   A.   Not at that place.

22   Q.   It sounds like there's been vandalizing of your car at  
23       other times; is that right?

24   A.   Well, worse than that. I think that some of the things  
25       that have happened -- and it's always during particular

1 seasons. If I write something, man, does the phone  
2 calls come in or does the threats go up.

3 I wrote an article from the Center of Disease  
4 Control. I said, these are not my words, this come from  
5 the health department. If we're gonna have a school and  
6 if we're concerned about the health of our children -- I  
7 mean, we're eliminating trans fats because we say it's  
8 unhealthy. We eliminated chips on lunch and pop on  
9 lunch. We would not have a day to celebrate that which  
10 the health department said is unhealthy.

11 And I gave all the details from the Center of  
12 Disease Control about the lifestyle of a homosexual and  
13 the danger of the lifestyle of a homosexual, bam, bam,  
14 bam, bam, bam. These not my words, these are from the  
15 health department. Now, if we're gonna get rid of that  
16 which we say is unhealthy all the way down to trans  
17 fats, sugar, and chips, why are we having a day to  
18 celebrate and protect a lifestyle that has proven to be  
19 unhealthy?

20 Q. I understand your position, but I'm wondering if you can  
21 tell me about any time that your car's been vandalized.

22 A. Oh, you wanna go -- you want those type of things.

23 Okay, yeah.

24 Q. I do.

25 A. Okay, the first thing happened after the rallies. And

1           we was -- I was doing some articles because of all the  
2           publicity that was happening with us --

3   Q.    Which rallies?

4   A.   The one at [Redacted], because it was two years in a row  
5           that we really stood.  Last year I backed off because I  
6           was going through my treatments for cancer, so I wasn't  
7           as vocal.  I just did an article -- I was gonna do an  
8           article, and the school paper -- well, wasn't the school  
9           paper.  It was -- the [Redacted], I think it was,  
10           refused to -- even though I bought the page and paid for  
11           the advertisement, they said they wouldn't print it.  So  
12           they turned me down.

13           And I asked 'em, why would you turn me down?  This  
14           is -- I paid for the page.  I'm not asking you to do  
15           it -- donate it.  It's an article from the health  
16           department.  Well, sir, it's a family newspaper and we  
17           don't want this kinda news in our paper.

18   Q.    And what year was that?

19   A.   That was last year.  That was April last year, so  
20           whatever --

21   Q.    Is it --

22   A.   April of 2009.

23   Q.   Was it the same year as the [Redacted] event?

24   A.   It's the third -- it's two years after the [Redacted]  
25           event.  Remember, I had the big rally and then we had a

1 smaller rally. We decided that we wasn't gonna go to  
 2 the school that year because of all the things that took  
 3 place the first year, and we didn't wanna put the kids  
 4 in that position again. So we didn't go to the school  
 5 as a rally that day, we just did articles and talking to  
 6 parents. And again, they took a large amount of the  
 7 kids outta the school.

8 Q. So let's go back.

9 My question was, have you ever had your car  
 10 vandalized as a result of your position --

11 A. Not my car, because our cars -- yeah.

12 Q. Please let me finish the question.

13 -- as a result of your stance on homosexual --

14 A. Right.

15 Q. -- behavior or same-sex marriage?

16 A. Right. We had an incident at the house, because  
 17 basically, everyone knows -- I don't have a private  
 18 residence. I mean, everyone knows where I live.  
 19 Private phone numbers, yeah, because of not wanting to  
 20 receive all the calls that I get at the office.

21 And my daughter was -- had a sleepover one night.

22 Well, I got gates. I got security gates because of all  
 23 the threats that I've gotten. And when a friend got  
 24 there that evening, the gate was closed. And she didn't  
 25 ring the bell, she just parked next to the gates outside

State Objects: Witness lacks foundation for the testimony; hearsay, and the testimony is irrelevant even if not offered for the truth of the matter, unrelated to R-71.

1 and walked up to the house. And my daughter told her  
 2 it's okay to walk up because, you know, our dogs was  
 3 locked up -- I have to have guard dogs -- because our  
 4 dogs was locked up, so it's okay to walk on in the  
 5 house.

6 Well, she left her car outside the gate. They  
 7 never went back to put the car up. The next morning, we  
 8 get up and go down there and every -- nothing was stolen  
 9 outta the car. Every window was busted: Side windows,  
 10 front windshield, back window. Just totally attacked  
 11 her car simply because it was parked in front of our  
 12 gates in front of the house. The next thing happened --

13 Q. Well, let me ask about that first.

14 A. Mm-hm.

15 Q. So had anything happened to the car other than the  
 16 windows being broken?

17 A. No.

18 Q. Was there anything painted on the car?

19 A. No.

20 Q. Was there a note left stating why the people had done  
 21 it?

22 A. No.

23 Q. Did you -- do you know for certain this wasn't an act of  
 24 random vandalism?

25 A. Could have been. I mean, it could have been. But

State Objects: Lack of foundation; hearsay; and the witness's testimony is irrelevant, unrelated to R-71.

1 that's after what happened with our mail.

2 Q. Let's stay with this car incident.

3 A. Mm-hm.

4 Q. What year was that?

5 A. It would have to be the year after the big rally,  
6 because my daughter was still in high school. So we did  
7 the rally in '8, '08. No, we did the rally a little  
8 earlier than '08. So it probably was '08 that the car  
9 was attacked, the windows.

10 Q. And then you wanted to go to another incident and I --

11 A. Mm-hm.

12 Q. -- paused you to talk about this. So let's --

13 A. Yeah.

14 Q. -- go to the other incident you wanted to talk about.

15 A. Yes, it could -- like I said, it could have been  
16 something that just happened, you know, but I don't  
17 believe that because of what had taken place before. We  
18 were sitting in our home and the neighbors came by, of  
19 course, and rung the front gate to come in. And we  
20 opened the gate and they came in and here is all of our  
21 mail. They had stolen the mail for several days, I  
22 guess, out of our mailbox and had taken it up the hill  
23 and thrown it in the ditch. So, I mean, that's -- I  
24 think that's pretty big offense.

25 Q. Who did this?

State Objects: The witness's testimony is irrelevant,  
unrelated to R-71.

1 A. I don't know who did it. If I did that, they wouldn't  
2 be walking around free.

3 Q. And why did they -- do -- you don't --

4 A. I think it --

5 Q. -- know who did it, so I assume you don't know why?

6 A. Well, I think it's because of who I am, because of the  
7 threats and the things that people have said they wanted  
8 to do to me.

9 Q. How do you know?

10 A. I don't know. You don't know. But I'm not -- there's  
11 eleven to twelve mailboxes on our street on the bottom.  
12 There's another seven or eight on the top of the hill  
13 where I live at. Only mailbox that was stolen, anything  
14 done with, no one else mailbox was touched except Redac,  
15 where I live.

16 Q. And was that in '08, then, as well?

17 A. I think it was '08.

18 Q. And did --

19 A. And so we had to end up, of course, getting one of those  
20 security mailboxes.

21 Q. Did you call the police about the incident with the car  
22 windows being broken?

23 A. Yes.

24 Q. Did they respond?

25 A. Well, I mean, yeah, I think they -- where were we? As

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1 parents, I think we was outta town. And I think that my  
2 daughter and her friend -- I can get more details about  
3 it, if need be, that -- made the call that someone had  
4 busted windows and had attacked the car --  
5 Q. So you --  
6 A. -- that evening.  
7 Q. -- didn't -- you didn't actually see the --  
8 A. Right.  
9 Q. -- car, then. Okay.

10 You heard about this from your daughter?

11 A. Well, my daughter called, yeah, someone attacked our  
12 friend's car.

13 Q. And how about with the mail? Did you call the police  
14 about that?

15 A. Yes, we did.

16 Q. Did you get a response from the police about the mail?

17 A. Well, only response they could really give us is, yep,  
18 someone stole your mail and you probably need to have a  
19 better security system.

20 Q. So do you know if they had a way of finding who had --  
21 who did this to your mail?

22 A. No.

23 Q. Were you dissatisfied with the police response either to  
24 the car incident or the mail theft?

25 A. No. It's just if you're gonna make a stand, then that's

1           things that is gonna happen to you. And that's just  
2           part of what it's been like for the last five, six  
3           years.

4   Q.    I understand.

5           Anything else that you've experienced? You talked  
6           about phone calls.

7   A.    Most of 'em I don't get because the front desk and  
8           Rachel takes care of those. We was getting so many so  
9           frequently for a while with the [Redacted] incident and  
10          being down at [Redacted] issue and then being in Olympia.  
11          Man, oh, man, those -- that was almost an everyday -- I  
12          mean, it was bad.

13           The people at work, you know, get nervous. You get  
14          people calling in and saying that, you know, your  
15          pastor's not gonna make it through the week, or, he --  
16          you know, he needs to be dead, or, we're gonna get him  
17          if we can catch him out. I mean, that's nothing to  
18          laugh about.

19   Q.    Did you hear any of those phone calls personally?

20   A.    I try my best never to pick up those phone calls.

21   Q.    So you didn't answer those phone calls --

22   A.    No.

23   Q.    -- yourself.

24   A.    They came through the church office.

25   Q.    So [Redacted] would be more knowledgeable.

1 A. Redacted and the receptionist.

2 Q. And by Redacted, I'm referring to Redacted, your  
3 executive assistant.

4 A. Right.

5 They put it in blogs. I mean, it wasn't just the  
6 phone calls. They had it in blogs, they had it in their  
7 newspaper, they had it in many of the -- I'm trying to  
8 think of different articles. I mean, they don't like  
9 me, you know, and that's understood.

10 Q. And do you think that people have a First Amendment  
11 right to express that they don't like you or like your  
12 views?

13 A. Not in the way they did, no.

14 Q. And how --

15 A. You don't threaten me and say, I want you dead. There's  
16 no right for that.

17 Q. Let's talk about specific instances where people said  
18 they want you dead. When and where?

19 A. Most the times this comes out -- like if there's an  
20 article that I've done, there's always comments and  
21 people respond in comments to the article, whatever.  
22 You can find 'em there, you can find 'em when they would  
23 call and follow up with a call to the office, you can  
24 find it in articles that they would write. I think  
25 they -- there's been some wild ones, even, in The

1           Stranger newspaper. I think that there's been some big  
2           follow-ups from that paper about me.

3   Q.    So did you actually have anyone physically attack you at  
4           any point through these years of rallies and --

5   A.    I'm too --

6   Q.    -- protests?

7   A.    I'm too careful to put myself in a position to be  
8           attacked.

9   Q.    And --

10   A.   Because the -- and the reason why I am is because I'm  
11           gonna be the one that's gonna end up in trouble.

12   Q.   And did you tell the police about these comments and  
13           death threats?

14   A.   We have called and we have let the [Redacted] Police know.  
15           We have reported because we are supposed to. And, you  
16           know, at times they would say, what do we need to do?  
17           We had one incident that got to the point where they  
18           came to the office and there was a letter left  
19           threatening. We never could prove who wrote the letter,  
20           but it was a very derogatory, very profane explanation  
21           of what they thought about me and what they wanted to do  
22           to me.

23   Q.    Do you have a copy of that letter?

24   A.   Oh, my goodness. I -- if I -- no, I probably don't.

25   Q.   Did you give it to the police?

State Objects: Hearsay; the witness's testimony is irrelevant even if not offered for the truth, unrel R-71.

1 A. I think the police did get it. I'm not sure.

2 Q. And how many times did you call the [Redacted] Police about  
3 death threats or --

4 A. Whenever there was something would come in, they said,  
5 let us know. You know, and it was -- it's kinda got to  
6 be to the point where it's kinda on a regular thing:  
7 Hey, we got some more calls; hey, we got -- just to let  
8 you know. No one's come to the office except that one  
9 time that letter was dropped off. And so --

10 Q. And when you've called the Redmond Police, have they  
11 been responsive?

12 A. Oh, yeah.

13 Q. Are you displeased with the [Redacted] Police?

14 A. I'm not displeased with the [Redacted] Police at all. If I  
15 had any, it's -- like I said, it was more protecting the  
16 people up at [Redacted].

17 Q. Have there been any attacks on the church, the structure  
18 itself?

19 A. Well, not on the church -- our church, because we rent.  
20 So it's --

21 Q. And where --

22 A. -- you know, not ours.

23 Q. Where do you hold services?

24 A. We hold services at the [Redacted] in  
25 [Redacted] Sunday morning.

1                   But what did happen was, we had a big rally at  
2                   Redacted                   Church, and it was announced that we  
3                   was gonna be using their church for our rally. It was a  
4                   worldview conference. Had nothing to do with anything  
5                   concerning this issue.

6   Q.   And when did -- when was that rally?

7   A.   It would be April of -- I think it was 2008, 2009.

8   Q.   Did the rally --

9   A.   It -- and it was concerning -- around the same time as  
10               that Day of Silence, so I was in the news. And they  
11               came to work in the morning and there was grafitti  
12               written all over the church, you know, homophobe this  
13               and hater, and they took glue and stuck it in all of the  
14               keyholes on the outside doors. And I don't think

15               Redacted                   had done anything to get those, but that's --  
16               so it had to be because we was coming there that weekend  
17               and use the building.

18   Q.   Did the grafitti have any words?

19   A.   Yes. You'd have to ask the church, because they washed  
20               it off pretty quick because people was coming in for a  
21               rally that evening.

22   Q.   Did you see the grafitti?

23   A.   No.

24   Q.   And that didn't have anything to do with Referendum 71,  
25               then?

State Objects: Lack of Foundation; hearsay; testimony is  
irrelevant even if not offered for the truth, unrelated to R-71.

1 A. I couldn't tell you if it did or not. But I do know if  
2 you are standing against them, you will be harassed and  
3 you will be attacked in words and threats.

4 Q. So the [Redacted] rally that is in the newspaper article  
5 that we've put into the record and that you have there  
6 in front of you, that was in April of '08. And you said  
7 you thought that the event at [Redacted] was around the  
8 same time?

9 A. Mm-hm.

10 Q. So by around the same time, do you mean within that  
11 spring of 2008?

12 A. Yes. I can get a specific date for you. But we have  
13 our worldview conference the same every year and we  
14 usually have it in April. Early May at the latest, but  
15 it's usually April.

16 Q. But it would be the same year, 2008 --

17 A. Mm-hm.

18 Q. -- as the rally?

19 A. We had a rally in -- so it's '10 now. We didn't do very  
20 much in '9, like I said, because of treatment. And '7  
21 and '8 we had the -- '7 was the big rally, I think.

22 Q. You were nodding, so I'm just going to ask again to make  
23 sure we get it clearly on the record.

24 A. Mm-hm.

25 Q. You think that the [Redacted] event would have been in

1 the spring of 2008.

2 A. Yes, I believe so. I don't think it was last year, I  
3 think it was the year before.

4 Q. Has there been any sort of attack or grafitti or  
5 vandalism of the church office?

6 A. No. No, we got all security cameras and everyone knows  
7 that the office is pretty well secure.

8 Q. And we talked about two things occurring at your home,  
9 the broken windows of the car --

10 A. Mm-hm.

11 Q. -- and the mail theft. Anything else at your home?

12 A. No. I mean, with security fences and dogs, there's not  
13 very much going on at the house.

14 Q. And you said your home address is public.

15 A. Oh, yeah, everyone knows where I live.

16 Q. Did you ever have anyone come to services and disrupt  
17 services?

18 A. Well, they've been to our service. They don't disrupt.  
19 I mean, I'm too much fun.

20 Q. And by they, who do you mean?

21 A. We've had many visitors that are homosexual. One year,  
22 right after we did -- had the Microsoft -- when that was  
23 huge news, we had a boycott. The homosexual community  
24 boycotted the church service. And so they let us know  
25 they was coming. So all of a sudden, you know, okay,

1 what is gonna be the issue if we have them show up at  
2 our church and what is gonna take place and how do we  
3 wanna make sure that they're safe and we're safe?

4 So right before the service, we had taken -- it was  
5 gonna be a hot day. It was in the summer -- I think it  
6 was August -- and I'm -- it's been four or five years  
7 now. And we said, hey, let's get some water out there,  
8 let's get some refreshments for 'em and let 'em know,  
9 hey, you're more than welcome to come in. We're welcome  
10 to come in?

11 Said, yeah, you're more than welcome to come in.  
12 You can't come in as a protester, but you can come in as  
13 wanna see what goes on in our church. Because they were  
14 saying, you know, I'm preaching against homosexuals  
15 every Sunday -- I mean, that's my number-one message --  
16 which is, you know, not true. And so they couldn't  
17 believe we invited 'em in. So they did. They all  
18 walked in, they all sit down. I said, you know, be  
19 great if you guys just split up and enjoy yourselves  
20 like anyone else that's coming into the church.

21 I stood up in front of the church and says, ladies  
22 and gentlemen, we wanna let you know that the protesters  
23 outside is no longer protesting. They're inside the  
24 church here with us and they come to share with what  
25 we're gonna do. The church applauded, told 'em, thanks

1 for coming. We had a great sermon, great singing. And  
2 when they got through, they stayed around after that  
3 service almost 45 minutes to an hour just talking and  
4 beginning to get a good understanding about where I  
5 stood.

6 And they -- two girls come up to me and said, it's  
7 not about hatred, is it, of homosexuals? Go, no, it's  
8 not. She says, you don't like anything the Bible don't  
9 like. Yeah, that's where I stand. They says, okay, we  
10 can understand it. If we wanna be a part of your  
11 church, could we? I said, absolutely, as long as you do  
12 what the Bible say and repent of any wrong you're doing  
13 like anybody else.

14 Q. And so it sounds like they were well behaved and --

15 A. Well behaved and well accepted and had a great time,  
16 because we're a lotta fun.

17 Q. And you said a lot of other people have come.

18 A. We have visitors there all the time because, I mean,  
19 things come out in the paper that I've said, whatever,  
20 you know. You know that someone's there listening.

21 Q. Just listening or have you ever had anyone be  
22 disruptive?

23 A. Oh, no, no. We got -- you know, our church is really  
24 organized and we really want folks to enjoy, but we  
25 really -- everyone knows that you come in, you come in,

1 and we just don't put up with disruptions.

2 Q. It sounds like people are enjoying listening to you and  
3 the service.

4 A. There was an article written about three years ago -- I  
5 wish I could remember what it was -- and the guy had  
6 come to the church because he had, you know, heard all  
7 of the derogatory things about me and my stands and my  
8 hatred for homosexuals.

9 And he came, he sit down, he was there for the  
10 whole service, and he wrote a tremendous article  
11 afterwards and basically said, you know, if he hadn't  
12 heard about this guy and figured out, that he could have  
13 been persuaded I was a pretty nice guy. But he didn't  
14 think I was all the things that he had heard in the  
15 papers and on the news. And so it is my lot in life to  
16 take what people think and to still live what I believe  
17 Biblically.

18 Q. But to get back to people who've attended the church  
19 that disagree with you about homosexuality --

20 A. Mm-hm.

21 Q. -- none of them have disrupted services or misbehaved.

22 A. Nope. And we make that clear, you know, from very  
23 beginning: When we're here, it's not a political time.

24 Q. And --

25 A. Nothing to do with politics.

1 Q. And you're welcoming of anyone who wants --

2 A. You welcome --

3 Q. -- to attend.

4 A. -- anyone who wants to come. And if you wanna join the  
5 church, this is what it takes.

6 Q. So now I want to talk to you a little bit about  
7 Referendum 71.

8 A. Sure.

9 Q. Have you signed the Referendum 71 petition?

10 A. I did.

11 Q. And do you remember where you were?

12 A. At the church office, I believe.

13 Q. And were others there at the church office?

14 A. Yeah. I mean, we would have 'em right at the office so  
15 anyone that was at the office that came through that saw  
16 'em could sign 'em. So we had petitions there right at  
17 the church and at the church office.

18 Q. And did you think that the signature was a public  
19 signature or that it was secretive?

20 A. Well, when you think about a petition, you think about  
21 the right of privacy. I think that if I wanted someone  
22 to know how I was gonna vote, why don't I just announce  
23 that?

24 Q. So when you signed that petition, did you hide it?

25 A. No. I never would have thought that it would have been

1 an issue of someone trying to get all the names off a  
2 petition to be published.

3 Q. After you signed, was the petition out in the public --

4 A. Oh, yeah. I mean, people handled 'em the whole time.

5 It wasn't like they just laid down on the table or, you  
6 know -- when you got -- when they got full, they would  
7 take that one and they would put it away and then they  
8 put a fresh one out.

9 Q. So the page that you signed, others could have seen it  
10 while they were --

11 A. While they were signing it, yeah.

12 Q. And so were petitions made available at the church to  
13 sign?

14 A. Mm-hm.

15 Q. Could you --

16 A. Yes --

17 Q. Yes.

18 A. -- they were.

19 Q. And did you talk about Referendum 71 or the petitions to  
20 your parishioners?

21 A. I said, we need to stand and this is one of the ways we  
22 can stand against what we believe is right, is the  
23 letting it be brought to a vote.

24 Q. And did --

25 A. And --

1 Q. -- you say that during a sermon or from the pulpit?

2 A. It would be more like announcements. You know, once I  
3 start the sermon, it's -- everything else is off. This  
4 is time for the word. But in our announcements and  
5 different things, we would always encourage our people  
6 to be involved with our country, our state, and to be --  
7 make sure they're registered voters, because if you  
8 don't vote, you don't have any say-so, especially to me.  
9 You're not taking your responsibility God wants us to do  
10 to be involved. So --

11 Q. And --

12 A. -- those are the type of things that are being said.

13 Q. Were those announcements made during the church service?

14 A. Yes, mm-hm, mm-hm.

15 Q. Did you gather signatures on petitions outside the  
16 church at all?

17 A. Personally, no, I did not. But, you know, a lot of our  
18 people participated, I'm sure.

19 Q. Did you publicly endorse Referendum 71?

20 A. I cannot tell our people how to vote. I never tell our  
21 people how to vote. At the most, I can say how I'm  
22 gonna vote. So if they want to hear that, they can. I  
23 mean, I'm never, ever shy of how I stand Biblically and  
24 how I vote. But I can't tell -- you can't say, well,  
25 you need to vote for this person, you need to vote for

1 this proposition.

2 Q. So you didn't publicly endorse Referendum 71?

3 A. I think if you would say publicly, I said I believe in  
4 it. So yeah, that would be a public advantage of  
5 saying, I believe in this. What -- I never say, you  
6 have to believe in this, or I never say, you have to  
7 vote this way because I do. That's not my job as --  
8 telling folks what they can and can't do as their  
9 pastor.

10 Q. Did you publicly say, I endorse or I support  
11 Referendum --

12 A. Yeah, mm-hm.

13 Q. -- 71?

14 A. Mm-hm.

15 Q. And do you know whether your support or endorsement was  
16 stated on the Protect Marriage Washington Web site?

17 A. No, I don't think -- I think the one that -- the -- was  
18 more of a Joe Fuiten type of endorsement. I'm not -- it  
19 wasn't something like I was -- my name was big on it or  
20 whatever, no.

21 MS. EGELER: Okay, just a sec.

22 Q. (by Ms. Egeler) If Protect Marriage Washington had put  
23 you down and listed you as an endorser of  
24 Referendum 71 --

25 A. I think I went and spoke at a CWA, Concerned Women of

1 America, rally.

2 Q. But if I could finish my question.

3 A. Yeah, okay.

4 Q. If Protect Marriage Washington listed you as an endorser  
5 or supporter of Referendum 71 --

6 A. Mm-hm.

7 Q. -- that would be a surprise to you?

8 A. No, because so many people talked to me about it. They  
9 could have said, are you for it? Oh, yeah, you know.  
10 Would you support it? Yeah. It wouldn't be a surprise  
11 they put my name on it, no.

12 Q. And did you ever have any open statements on the Protect  
13 Marriage Washington Web site about your position on  
14 Referendum 71?

15 A. I could not tell you unless they was quoting me from  
16 some of the speaking engagements. Like I said, I went  
17 and spoke at several doing rallies, so they could have  
18 quoted me from those, mm-hm.

19 MS. EGELER: Let me mark this as Exhibit No. 3.

20 [Off the record - discussion]

21 [Exhibit 3 marked for identification]

22 Q. (by Ms. Egeler) What I've handed you is what we're  
23 marking as Exhibit 3 to your deposition.

24 A. Mm-hm.

25 Q. And this is -- states at the bottom of the page from the

1 protectmarriagewashington.com Web site. And it states,

2 "State Leaders Support REJECT R-71 Effort" --

3 A. Right.

4 Q. -- exclamation point. Redacted

5 Redacted --

6 A. Right.

7 Q. -- Redacted. Do you see where I am?

8 A. I am. Yes, I see exactly.

9 Q. Is that a quotation from you?

10 A. I'm sure it is if they said that. But I'm saying it's  
11 probably at one of the rallies I was at, probably not at  
12 the church or something I specifically wanted them to  
13 print. So I'm sure that is something it sounds like I  
14 would say at the -- either the Concerned Women of  
15 America or one of the other rallies, other churches that  
16 pastors had got together.

17 Q. So did you do a number of rallies with respect to  
18 Referendum 71?

19 A. Not very many, because I wasn't feeling well at the  
20 time. So it was limited. I would have probably done a  
21 lot more if I was as healthy as I wanted to be.

22 Q. And you talked -- you were talking about one with a  
23 women's organization. Can you tell me about that.

24 A. My goodness. It's probably at -- up in the Redacted  
25 area before -- had to be before the vote. And it was

1           a -- I think it was a two-day rally, a Friday and a  
2           Saturday. And I came in and spoke that Saturday.

3   Q.    To the rally?

4   A.    To the rally, yeah.

5   Q.    Any other rallies you remember for Referendum 71?

6   A.    Man, I probably did some things on the news, radio,  
7           people calling me, because I'm always called. I mean,  
8           just who I am and, you know, what -- people know where I  
9           stand. So that's probably the best that I can say,  
10           that -- radio interviews, people calling me getting  
11           quotes, Concerned Women of America rally. So those  
12           would be the ones I can remember.

13   Q.    Do you remember if you had a Referendum 71 sign in your  
14           yard at your house?

15   A.    No.

16   Q.    No, okay.

17           A Referendum 71 bumper sticker?

18   A.    No.

19   Q.    Do you feel that you experienced harassment or threats  
20           as a result of your public speaking regarding  
21           Referendum 71?

22   A.    Absolutely.

23   Q.    Can you tell me about that.

24   A.    Well, anytime -- like I said earlier in the deposition  
25           here, that anytime my name is mentioned in the paper,

1 anytime there is an issue that is concerning the  
2 homosexual issue that my name is mentioned, anytime I'm  
3 on TV, anytime I am interviewed and it get -- go public,  
4 I am gonna get threats and I'm gonna get calls. It's  
5 automatic. It's just gonna happen. I'm gonna be  
6 threatened.

7 Q. Can you tell me specific incidents that occurred as a  
8 result of your speaking on Referendum 71 as opposed to  
9 prior to Referendum 71, the stance that you took with  
10 respect to homosexuality?

11 A. Well, I think they think I'm a nut and I think they look  
12 at me as being inconsistent, because if I am for equal  
13 rights for minority of blacks, they think I should  
14 understand the fight that they're going through.

15 Q. Did you have anything happen at the church as a result  
16 of your speaking out regarding Referendum 71?

17 A. They're not -- no. I mean, that is not gonna happen at  
18 the church, it's not gonna happen at the office. But  
19 the thing that's gonna happen is the calls and the  
20 threats that comes through the -- you know, the bloggers  
21 and all that.

22 Q. So which blogs did you receive threats on as a result of  
23 your involvement with Referendum 71?

24 A. I think you'd have to probably just look at some of the  
25 articles and the comments that come after those

1           articles. Like if this (indicating) came out in the  
2           paper, it won't be long; I'm gonna get calls. They're  
3           gonna come in. I mean, it is automatic. They're gonna  
4           find some way to harass me about my stand, and that's  
5           automatic. I don't have to worry. I don't have to say,  
6           you know, it's not gonna happen.

7           The only time that I can say that I haven't gotten  
8           many harassment calls was after that article that was in  
9           The Stranger, the one I wrote. I think that you -- did  
10          you get a copy of that? I think --

11          Q.    We might have.

12          A.    Yeah, I think you did.

13           MR. MCBRAYER: It's right --

14           MR. PIDGEON: That's it right there.

15           MR. MCBRAYER: -- right there (indicating).

16          A.    Which was an absolute amazing surprise to us, that no  
17          one wanna dispute the article and that the more they  
18          talked about the article, the worse my case was made.  
19          And so that's -- now, that's the only article in ten  
20          years that was not very much response. They were so  
21          angry at that being printed by [Redacted] itself, they  
22          got -- [Redacted] got attacked for printing that  
23          article. So I was glad someone else could share.

24          Q.    (by Ms. Egeler) So did you receive any death threats  
25          specifically because of your position on Referendum 71?

1 A. If it was, I wouldn't have known, because I don't  
2 receive the phone calls. The church takes care of  
3 those. And if it's something that is bad enough, they,  
4 hey, says, you know, we got phones -- call today, people  
5 are upset about what you said, they don't like your  
6 stance on the referendum. Or they say, hey, you know,  
7 we need to take some extra caution Sunday; this came in.

8 But I try never to really listen at the calls. I  
9 mean, it don't do me any good to have that in my head.  
10 And, you know, I'm trying to stay straight and not be  
11 prejudiced myself towards those who's threatening me.

12 Q. So you did not see anything threatening to kill you  
13 following your endorsement of Referendum 71.

14 A. No. Only thing that came up was, there were some  
15 comments that came through that says, you know, this guy  
16 should be taken out, this guy isn't worth living. I  
17 mean, I've gotten so many of those now.

18 When I was going through the [Redacted] issue and  
19 when we was going through standing against -- for  
20 marriage -- which is what I do. I'd rather stand for  
21 something than to stand against something, and that's  
22 what I do. And if you're gonna stand for something,  
23 then they're saying you are standing against and that's  
24 how it is. And I -- at times, I was getting 400 threats  
25 a year. I mean -- and so if they know who I am and have

State Objects: hearsay; irrelevant,  
unrelated to R-71.

1 the freedom to threaten, what would the average citizen  
2 do if their name gets out there and feel threatened?

3 Q. Well, let's talk about what you said. You said that  
4 there have been so many comments that they want to take  
5 you out. How many were there saying they want to take  
6 you out specifically with connection to your stance on  
7 Referendum --

8 A. I don't think you can tie them in --

9 Q. Excuse me; let me finish.

10 A. Okay.

11 Q. -- specifically with respect to your stance on  
12 Referendum 71?

13 A. I don't think you can separate that in my life.

14 Q. Then how many have you received -- how many phone calls  
15 or messages have you received that talk about taking you  
16 out?

17 A. Oh, my land. You know, if it was less than 900, I would  
18 probably -- that's very conservative in the last four or  
19 five years.

20 Q. And do you think that these people that make those kind  
21 of remarks are cowards just using words?

22 A. I don't take the chance that they're cowards. Someone  
23 that says that has got it in their mind.

24 Q. Have you ever seen someone act on it?

25 A. Well, I think the group that was up there at Redacted

1           acted on it, and it would have been worse if the police  
2           wouldn't have stepped in.

3   Q.    Any other instances where they acted on it?

4   A.    The rallies.  We was down at [Redacted].  Oh, my land,  
5           the words and the things they did.  And we invited them  
6           in to come and sit, and they took a whole section.  And  
7           they had sexual toys and they was screaming bad words  
8           and things at the speakers.  Dr. Dobson had to stop at  
9           one time and turn and address them, that we're glad  
10          you're here.  I mean, it isn't a very tolerant group.

11   Q.    You say the things they did at that [Redacted] rally.  What  
12          things did they do?

13   A.    The interruption with the loudness, the section that  
14          they all sat in, having the -- like I say, the sexual  
15          toys they were showing.  And, I mean, we got kids  
16          there --

17   Q.    But did they --

18   A.    -- at this rally.

19   Q.    -- do something that made you think they were going to  
20          take you out, some sort of physical --

21   A.    The amount of threats -- no.  It was the amount of  
22          threats that came in before that rally.  And everyone  
23          didn't think that it was gonna be that successful,  
24          because we only had 30 minutes (sic) to do it.  But once  
25          they saw the success of it, boy, it exploded.  I mean,

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1           they -- and that's why we had police everywhere at that  
 2           rally. I mean, we had state police, we had Seattle  
 3           Police, we had everyone there because I had gotten so  
 4           many threats; I mean, hundreds and hundreds of  
 5           threats --

6   Q.    Do you feel that --

7   A.    -- to my life.

8   Q.    -- that the police stopped violence from occurring?

9   A.    I guarantee you they did.

10   Q.   So were you pleased with the police response?

11   A.   I was, very. The King County at the time -- boy, how  
 12       many years ago was that? Because Reichert was the head  
 13       of the sheriff's department at that time. And when they  
 14       started, they -- because we thought they may try to come  
 15       down on the field from the stands. And he just -- he  
 16       gave a word, they went down, they stood down along the  
 17       walls, and that shut that down immediately. We had  
 18       three or four hundred other protesters outside blocking  
 19       people from getting in. And so it was not the kind of  
 20       thing where you feel loved.

21   Q.    So how were people able to get in if they were blocked?  
 22       Did the police --

23   A.    They --

24   Q.    -- help with that?

25   A.    Yes. They just kept -- you know, people just didn't say

1 anything. We had said, look, don't say anything, keep  
2 focused. You're probably gonna run into protesters, but  
3 just get to the stadium, and you've got protection there  
4 and you're gonna be okay.

5 Q. So do you know if any of your parishioners signed  
6 Referendum 71?

7 A. I'm sure they did. I mean, yeah.

8 Q. And do you know of any of them being attacked or  
9 harassed or threatened?

10 A. No. They enjoy attacking their pastor.

11 Q. So the --

12 A. Most of the people, if it's gonna be an attack, it's  
13 gonna be towards me. Very seldom they gonna just come  
14 at our people. They don't know our people. They don't  
15 know where they stand. But if this -- their names get  
16 out, what's gonna keep 'em from being harassed and  
17 attacked?

18 Q. But do you know of anyone being -- in your church other  
19 than you, who've been very public and are the center --

20 A. Right.

21 Q. -- and focal point of your church, do you know of any  
22 ordinary parishioners attracting threats or harassment  
23 as a result of signing the petitions?

24 A. No. No, I could not say that I know anyone personally.  
25 But people don't know 'em. They don't know who they

1 are.

2 Q. Now, you've been involved in so many activities. We've  
3 talked about the [Redacted] shareholder meeting and the  
4 [Redacted] rally and [Redacted] and huge rally in Washington,  
5 D.C., and then endorsement of Referendum 71.

6 A. Mm-hm.

7 Q. And you said that the year of Referendum 71, you were  
8 ill and couldn't make as many appearances as you'd like;  
9 is --

10 A. Mm-hm.

11 Q. -- that right?

12 A. Mm-hm.

13 Q. You stated that you've averaged as many as 400 threats  
14 or harassing comments a year. Did -- since you were not  
15 as physically able to get out and publicly speak in  
16 2009, did you experience 400 a year?

17 A. No, no. If I'm not very active, it's not as much. And  
18 that is why, you know, that responding to this  
19 (indicating) -- I mean, if that came out in the paper,  
20 the phone's gonna go off the hook. It's just automatic,  
21 because all of a sudden they had a -- you know, the  
22 great homophobe is speak out again. And they feel that  
23 this is a responsibility -- I don't know if they're  
24 trying to scare me. I don't know why they would even do  
25 it. It hasn't worked, you know. But they keep trying.

1           They won't give up.

2           MR. MCBRAYER: At some convenient point, could we  
3           go off the record, take a break, five minutes?

4           MS. EGELER: Sure.

5           MR. MCBRAYER: Whenever you get to a convenient  
6           point.

7           MS. EGELER: Okay, we can take a break now. That's  
8           fine.

9                           [Off the record - recess]

10          Q.        (by Ms. Egeler) Pastor, we've talked about all sorts of  
11            harassment. And I want to narrow it down just to  
12            harassment that you've experienced as a result of your  
13            stance on Referendum 71 and ask, is there any form of  
14            harassment you experienced that we didn't talk about?

15          A.        I can't think of anything that we haven't talked about.  
16            I think that the difficulty in talking about  
17            Referendum 71 is, you're trying to limit what -- the  
18            attacks that I've had on this whole issue.  
19            Referendum 71, it's just one of many of why I have been  
20            attacked, called, threatened. And so Referendum 71 just  
21            give them another excuse to come after me.

22          Q.        Is it fair to say that it's hard to separate out why a  
23            particular person called you, whether they're angry  
24            about the **Redacted** rally or other things they've seen in  
25            the paper, as opposed to Referendum 71?

1 A. Well, I think it's the same issue. The issue is  
2 standing against homosexuality. Whether it was the  
3 Redacted rally; whether it was the Redacted  
4 at Redacted; whether it was going to Washington, D.C., to  
5 have that rally; whether it's standing up in front of a  
6 little group of women talking about what needs to be  
7 done, the issue is that if you stand against  
8 homosexuality, you will be harassed.

9 Q. You talked about Web sites that had threatening comments  
10 on them. Can you tell me which Web sites you're talking  
11 about?

12 A. Oh, my goodness. You know, you are asking me to do  
13 something I very seldom try to pay attention to. Redacted  
14 probably would have been a better person or the people  
15 at the church, because most of the time I get these,  
16 they say, hey, look what came in, or, look what showed  
17 up on this, or, look what happened after your article.  
18 You know, and then I read 'em and -- or disregard 'em.  
19 I don't wanna read 'em.

20 So there is countless Web sites and bloggers that  
21 will -- some of -- the ones that probably really  
22 advertise 'em, one that surrounds the gay-sensitive  
23 newspaper here in town, The Stranger, because, you know,  
24 anything they print about me is gonna cause a lot of  
25 response.

1 Q. Is it fair to say that you don't and haven't gone to  
2 look at the Web sites or blogs yourself, you hear about  
3 them from others?

4 A. Oh, yeah. I mean, it's -- you know, they'll send 'em to  
5 me or they'll let me know. You know, I may follow up  
6 then. But as far as just trying to go out and find, no.  
7 I mean, threats are bad enough. I don't wanna go  
8 looking for 'em.

9 Q. So you couldn't tell me the names of any specific Web  
10 sites or blogs?

11 A. No. You wanna look at -- you know, like I say, you can  
12 look at [Redacted] Web site. You can look at any of  
13 the articles that was in these papers (indicating) and  
14 look at the comment pages, if they still have 'em. I  
15 mean, you can see 'em for yourself.

16 Q. And again, you've told the [Redacted] Police about each of  
17 these instances where there's a threat.

18 A. We're always letting 'em know. A lotta the time, you  
19 know, they can come in four or five days and so many.  
20 We just may wait and give 'em a call and say, hey, we  
21 just wanna let you know that we received some calls, we  
22 received some threats, and just keep you posted.

23 Q. Do you think the [Redacted] Police make any effort to go by  
24 the church, drive by now and then, just to make sure  
25 everything's going okay?

1 A. I think they would. I mean, they know this crazy  
2 citizen of theirs there in [Redacted] and they know what's  
3 going on. So, you know, we're pleased with the police.  
4 I mean -- yeah.

5 Q. And do you think that they've helped to stop any actual  
6 violence from occurring?

7 A. I couldn't tell you. They haven't allowed us to know.

8 Q. And as part of your appearing here today, there was a  
9 subpoena duces tecum issued to you, and it asked you to  
10 bring all records stored in paper or electronic  
11 format -- and I'll paraphrase -- that talk about threats  
12 or harassment that you've received. And you've brought  
13 quite a stack of newspapers with you here today; thank  
14 you. Does this compromise (sic) all of the paper or  
15 electronic images or discussion of harassment or threats  
16 or retaliation related to Referendum 71 that you have?

17 A. I would -- probably one that would know about all the  
18 paperwork and things that come in, the threats, the  
19 calls, would be more the people at the church, and I  
20 think you talked to [Redacted] about that. But, you know,  
21 you can get so many, you just kind of hit the delete  
22 button after -- why keep 900 --

23 Q. Do you have any --

24 A. -- Emails?

25 Q. Do you have any Emails?

1 A. I wouldn't. You know, I wouldn't. They don't even know  
2 my Email address, so that -- we try to protect that.

3 And you can't even really call me at the church. You  
4 can't get straight through to me at the church. You  
5 have to go through two other avenues to get to me.

6 Q. Do you have any recorded messages at the church that  
7 recorded some of these phone calls?

8 A. Probably have to ask Redacted and other people there.

9 Q. And anything written -- letters, et cetera -- that might  
10 have been received, do you have any knowledge of that?

11 A. I wouldn't. If -- like I said, if something came in  
12 they thought was worth sharing with me, they would. If  
13 we had to take any special precautions, they would let  
14 me know and we would work on making sure we took those  
15 precautions.

16 Q. Did you receive any threatening letters or voice  
17 messages at your home?

18 A. Oh, no. That's all private, so --

19 Q. And did you receive any threatening phone calls or  
20 harassing phone calls at your home?

21 A. No.

22 Q. Any other harassment that -- or threats that we haven't  
23 talked about?

24 A. No. I think we've talked about the majority of 'em, you  
25 know. It's gonna -- I'm gonna get threats, I'm gonna

1 get attacked, I'm gonna hear something any and every  
2 time I'm in the news.

3 Q. After Referendum 71, we had an election in November of  
4 2009.

5 A. Right.

6 O. So the issue, at least in terms of the election, is --

7 A. Right.

8 Q. -- is settled. Have you continued to speak out on  
9 issues involving homosexuality?

10 A. Every opportunity I get, yeah, I do.

11 Q. So you've spoken since November of 2009.

12 A. Oh, yeah, mm-hm.

13 Q. And have you continued to receive harassment or threats  
14 as a result of that?

15 A. There's always gonna be some kinda call, there's always  
16 gonna be some kinda written response to anything I write  
17 every time I do it. Like I said, the only time it was  
18 scary that I didn't get any was from the newspaper. The  
19 newspaper got attacked, but I didn't.

20 MS. EGELER: Okay, I don't have any more questions  
21 at this time.

22

## EXAMINATION

24 BY MR. MCBRAYER:

25 Q. I had a couple, Mr. [Redacted], on direct. This is Ryan

1                   McBrayer representing Washington Families Standing  
2                   Together.

3                   At the    Redacted    rally --

4   A.    Mm-hm.

5   Q.    -- your testimony earlier was that when you arrived,  
6                   people accosted you --

7   A.    Mm-hm.

8   Q.    -- right away. But between that point and the point at  
9                   which the police separated the two groups was a 45-  
10                  minute period.

11   A.    It's almost 45 minutes, yeah.

12   Q.    You testified at another point that it was only five  
13                  minutes before the point of separation -- you actually  
14                  asked the officer and he made the -- you actually -- you  
15                  asked the officer --

16   A.    Right.

17   Q.    -- to separate the groups and he made the call.

18   A.    Right.

19   Q.    Is that time line accurate?

20   A.    It's pretty -- as far as my remembering the whole  
21                  situation and the day, very close. Because I was really  
22                  surprised that they didn't move in earlier to separate  
23                  us.

24   Q.    Well, it's the earlier that I'll ask you about, because  
25                  that leaves about 40 minutes --

1 A. Yeah.

2 Q. -- in between where --

3 A. Because we got there before the crowd got there.

4 They -- myself, my wife, some of the bodyguards, and  
5 some of the people that was coming with me to make sure  
6 they were gonna keep everything safe.

7 Q. When you first arrived, how many of the -- if I might,  
8 can I call them counterprotesters or what -- the  
9 people -- the group of people that greeted you --

10 A. Right.

11 Q. -- for lack of a better --

12 A. Right.

13 Q. I'm not trying to put words in your mouth.

14 A. I know you're not.

15 Q. How big was that group?

16 A. Well, it was much larger than the people that was gonna  
17 be coming within the next 30 to 40 minutes, because we  
18 got there early for the rally. And so they had already  
19 gotten there, because many of 'em had came at the very  
20 beginning of the school and they were standing there  
21 when the schoolkids arrived. And our plan was not to  
22 get there until after all school had started, the kids  
23 was inside. And we didn't want them participating and a  
24 part of the rally.

25 So when I got there, it was before all the other

1           people there. And that group that was already there  
2           from the very beginning of that morning, when they saw  
3           me coming, I mean, they -- here they come. I think it's  
4           about 30, 40.

5   Q.    How long between that point and when the rally -- your  
6           rally started? How long elapsed?

7   A.    It was probably about 40, 45 minutes by the time the  
8           rally started. And it was right before the rally  
9           started that I asked the policeman, because there was  
10           more and more people arriving and coming and I thought  
11           that we couldn't control everyone. The group that came  
12           with me, we had very good control. We had already  
13           talked about what we would and would not do, what we  
14           would and would not say. So that group was more  
15           contained and controlled by me.

16   Q.    How big was --

17   A.    But --

18   Q.    -- your group?

19   A.    Probably about 10 to 15 people plus the wives.

20   Q.    What happened during the 40 minutes?

21   A.    They just -- you know, they just wanted to make sure  
22           that they knew that -- how dumb I was and how hateful I  
23           was, how much of a hatemonger I was and -- you know, to  
24           stand up against that which they believe was natural,  
25           and to let me know how less of a person I was.

1 Q. Well, I want to -- let me ask you a series of questions.

2 And I'm going to -- I want to hear --

3 A. Sure.

4 Q. -- the positions, you know, the beliefs --

5 A. Mm-hm.

6 Q. -- but I want to get a few of just the basic mechanics  
7 down, you know.

8 First of all, how far away from the building did  
9 you park?

10 A. I was probably about -- from the parking lot of the  
11 school, we probably parked a good 40 yards, 50 at the  
12 most, on the same main street.

13 Q. And did you -- right away when you got out of your car,  
14 where did you walk to?

15 A. I was on the west side of the parking lot of the school.  
16 I parked on the north side of the street that was west  
17 of the parking lot for the students. And when I started  
18 walking -- we got out of the car and crossed the street  
19 right after I left the car. So we was probably about --  
20 we didn't even make 10 or 15 yards before they looked  
21 up, saw me, and here they came.

22 Q. And then for the remaining -- when they met you, were  
23 you standing on the sidewalk?

24 A. I never stopped walking. As they came toward me, I kept  
25 going, because the place where I thought they was gonna

1 separate us would be a safer place to be than just  
2 stopping on the sidewalk and talking.

3 Q. And you -- when you say you never stopped, at some point  
4 did you -- during the 40 minutes did you stop walking or  
5 were you walking --

6 A. Oh, yeah. Oh, yeah --

7 Q. -- for 40 minutes?

8 A. -- we got over right in front of the -- used to be the  
9 tennis courts; they removed 'em now. But the first  
10 thing you would hit when you went into the students'  
11 parking lot was the tennis courts. And we were standing  
12 right north of the tennis courts on the south side of  
13 the main street.

14 Q. So the -- this was -- the area where you were standing  
15 was bounded by -- was this -- it was a sidewalk or a  
16 concrete -- larger concrete area?

17 A. Sidewalk and probably about an eight-foot valley fence  
18 that surrounded the tennis courts.

19 Q. And was there a larger concrete area there or was it  
20 just a sidewalk?

21 A. Just a sidewalk.

22 Q. And you got there. You stood there, I take it, for some  
23 significant period of time before the rally started?

24 A. By the time we got there for where we just stopped and  
25 stood, it was probably about 30 minutes before the rally

1           actually was gonna take place. So the time of arriving,  
2           time of parking the car, time of getting out, have them  
3           come and approach me, walk through them -- because we  
4           wanted to make sure that we was very careful not to bump  
5           into anyone and try to even be aggressive in any way --  
6           until I got to where we was gonna be standing for the  
7           rally. And by that time, you know, we had about 30  
8           minutes left or so for the rally to start.

9   Q.   And what happened during the 30 minutes? Were you  
10           standing there the whole time?

11   A.   I was standing there with the rest of the guys that  
12           whole time.

13   Q.   And what were the counterprotesters doing?

14   A.   They was making sure that they could get as close as  
15           they could to me and let me know how disapproving they  
16           were of what I was doing.

17   Q.   Were they shouting at you?

18   A.   Oh, yeah. Not only me, but like I said -- you know, you  
19           can attack me. I mean, I'm a big boy; I can take it.  
20           But when they start talking to my wife and start calling  
21           her names and talk about my family and kids, that's  
22           another story.

23           And I knew that eventually, you know, the police  
24           are gonna come up here. I mean, we supposed to be  
25           separated. But it just kept going, kept going. And

1           they -- and it seemed as though they got a little bolder  
2           as the time went on. And by the time the other people  
3           started coming is when I -- you know, to -- got to, hey,  
4           we need to get some separation here, man, because --

5   Q.    But I --

6   A.    -- I don't know how other people are gonna act.

7   Q.    I guess it's during that 30-minute period people are  
8           shouting at you.

9   A.    Yeah.

10   Q.    Were they emotional?

11   A.    Oh, yeah. Oh, yeah.

12   Q.    Did you say anything back?

13   A.    I try my best not to say anything except, you know,  
14           please, don't get this close to me. And the guys were  
15           saying the same thing: It's best you not get this  
16           close.

17   Q.    When you had -- you mentioned you had 15 guys and their  
18           wives. I take it you -- were these --

19   A.    Fifteen altogether with guys and their wives.

20   Q.    Were you in the middle of this group of people  
21           associated with your party --

22   A.    Yeah.

23   Q.    -- such that the people, the 15 guys, were --

24   A.    Yeah, we tried --

25   Q.    -- protesters away from you?

1 A. We -- yeah, we were try --

2 THE REPORTER: I'm sorry, I'm sorry; I need one at  
3 a time.

4 THE WITNESS: Okay.

5 THE REPORTER: I can't do two.

6 MR. MCBRAYER: Yes.

7 THE REPORTER: Can you do that again, please,  
8 because I couldn't get both of the --

9 THE WITNESS: I'm sorry.

10 Q. (by Mr. McBrayer) And let's -- let me start that over  
11 just so she can --

12 THE REPORTER: Thank you.

13 Q. (by Mr. McBrayer) -- report us, try and be polite to  
14 her.

15 Do you -- so you get your group of 15 people. Was  
16 it true that they were surrounding you to prevent the  
17 protesters from approaching you --

18 A. As --

19 Q. -- closely?

20 A. As much as they could without touching. That was the  
21 most difficult thing, is to be able to keep them away  
22 from me without getting physical.

23 Q. Right.

24 A. And that's how the -- you know, the guy and some of the  
25 others got that close to me, because here they are, is

1           trying to, you know, put a perimeter around me, yet  
2           still it took so long that that perimeter broke down  
3           some.

4   Q.   Did any of the protesters physically assault any of the  
5           15 gentlemen who were with you? I want to set aside the  
6           words --

7   A.   Right.

8   Q.   -- and the shouts. Were there any physical altercations  
9           with the 15 people who accompanied you?

10   A.   No, it was none, because we had talked so much about how  
11           it was gonna be and, guys, even if they try anything,  
12           our responsibility is to stay calm.

13   Q.   I want to use the word "physical altercation" more  
14           broadly. I understand you had instructed the 15 men in  
15           your group not to react in any way.

16   A.   Right.

17   Q.   Did you personally observe any of the protesters and  
18           people who were protesting against you physically  
19           assault any of the 15 gentlemen in your party?  
20           Regardless of whether the 15 gentlemen reacted  
21           themselves --

22   A.   Right.

23   Q.   -- did you observe any one-way assaults?

24   A.   No. They was -- if you talk about physical touching --

25   Q.   Right.

1 A. -- the guys got too close or whatever, yeah. I mean,  
2 they got -- the guys that were surrounding me did get,  
3 you know, body contact or people would push or say  
4 something, you know, trying to get to me. They had to  
5 get physical contact to them to get to me. And so  
6 they -- I was very proud of the guys for keeping their  
7 calm.

8 Q. Were there any punches thrown?

9 A. No. Oh, no, no.

10 Q. People trying to get closer to you to shout.

11 A. Let me know that they did not appreciate me being there  
12 and what they thought of me.

13 Q. Did anybody say that day that they were going to kill  
14 you?

15 A. No, not to us. No.

16 Q. Well --

17 A. This whole incident, if I can say, was -- and I wanna  
18 say it correctly and I wanna say it straight. This  
19 whole incident that happened at Redacted, you gotta  
20 understand the background behind it, because most people  
21 don't. I'm classified as one of the number-one  
22 homophobes definitely in the Northwest, probably in the  
23 nation. You know that, right?

24 Q. I wasn't aware of that until today, but --

25 A. Okay.

1 Q. -- I understand that's your testimony.

2 A. Right. And you can just read it. I mean, you can just  
 3 go to the Web, go to Google, you can go to Wikipedia,  
 4 you can do anything you want. You can find out real  
 5 quickly that I'm basically classified as the number-one  
 6 homophobe.

7 Now, when this issue came up about the Day of  
 8 Silence, my kids was in the school. They allowed it to  
 9 be announced. The teachers that stood up and booed when  
 10 I was there speaking for the Martin Luther King Day  
 11 booed. Teachers, not just students, booed me. And it  
 12 was the most important day of my daughter's life,  
 13 because the second girl got me to come when she was a  
 14 senior, which was four years later, okay? My daughter  
 15 and I came is the first one.

16 So they basically wanted me to come that year so  
 17 they had a way to make it a national issue. If they  
 18 could beat the number-one homophobe in his own school,  
 19 that would be quite a victory. They had lawyers come  
 20 from California, they had lawyers come from New York,  
 21 they bussed in people to the school boards. I mean, it  
 22 was a major issue. So when I went there to do that  
 23 rally, it was not a local issue, it was to defeat this  
 24 person who is against us. And that's why it was so --  
 25 the tension was so strong.

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1 Q. Well, let me ask you kind of a summary question, and I'd  
2 like you to disagree with me if you can.

3 A. Sure.

4 Q. Let me take that. If you're the -- in your own words,  
5 one of the most prominent alleged homophobes in the  
6 country --

7 A. Mm-hm.

8 Q. -- going to a rally where people are being bussed in --

9 A. No, that was at the school board.

10 Q. But going to a rally at a time when there was a lot of  
11 not only local but national attention on this --

12 A. Mm-hm.

13 Q. -- rally, where you arrived 30 minutes early for the  
14 rally --

15 A. Mm-hm.

16 Q. -- where the police did not separate the groups --

17 A. Mm-hm.

18 Q. -- for this initial period of --

19 A. Mm-hm.

20 Q. -- time, where the people protesting in favor of gay  
21 rights or against you were emotional and vociferous --

22 A. Mm-hm.

23 Q. -- and yet no physical violence occurred.

24 A. Mm-hm.

25 Q. Is there anything wrong about what I just said?

1 A. No.

2 Q. I mean, is there anything inaccurate?

3 A. No, not really. No.

4 Q. You spoke at one point about the [Redacted] Church  
5 incident where you were going to speak at the worldview  
6 conference.

7 A. Mm-hm.

8 Q. Did you see any of the grafitti on the church yourself?

9 A. No, I did not. Remember I said, is -- they had removed  
10 it pretty quickly once they came in that morning.

11 Q. I just -- I wanted to make sure that that was -- they  
12 had removed all of it and you didn't see any of it.

13 A. I didn't see any of it.

14 Q. Your understanding of what was said is based on what  
15 church members told you.

16 A. Right, church members of [Redacted].

17 Q. Of [Redacted] Church.

18 A. Mm-hm.

19 Q. You also spoke or testified this morning about a  
20 letter -- particular letter that someone left at your  
21 church --

22 A. Mm-hm.

23 Q. -- that was very explicit in, I think you said, the kind  
24 of things they wanted to do to you.

25 A. Mm-hm.

State Objects: Hearsay;irrelevant,  
unrelated to R-71.

1 Q. Is there only -- I want to make sure I'm talking about  
 2 the correct letter. Is there --  
 3 A. Right.  
 4 Q. Is there one letter that stands out in your mind in that  
 5 regard as --  
 6 A. The reason --  
 7 Q. -- being explicit?  
 8 A. Yes. The reason why that letter was -- you know, had  
 9 more of an impact is because they got that letter and  
 10 put it inside the office. So someone had entered our  
 11 office and left that letter there. And that had never  
 12 happened before and it hasn't happened since. So that  
 13 would catch my attention.  
 14 Q. Did the writer of the letter express their motivation  
 15 for making the threats against you?  
 16 A. Yeah, I think it was quite specific about not liking me  
 17 and think that I -- they should hurt me.  
 18 Q. I understand that they threatened to hurt you. My  
 19 question is, was there a tie in the letter -- in the  
 20 letter itself. I understand that you may -- I'll get to  
 21 your belief.  
 22 A. Right.  
 23 Q. But did the letter writer say that he was writing the  
 24 letter because of your stance regarding homosexuality?  
 25 A. Yes, yes.

1 Q. And when was that letter left?

2 A. We was -- that was two buildings ago, so --

3 Q. So it hasn't been since Referendum 71 --

4 A. No.

5 Q. -- was filed or --

6 A. That was before.

7 Q. -- been in any way connected to --

8 A. Right.

9 Q. -- that.

10 MR. MCBRAYER: I don't think I have any more  
11 questions. Thank you.

12 THE WITNESS: Thank you.

13 You have any questions?

14 MS. EGELER: Mr. Dixson, do you have any questions?

15 MR. DIXSON: No, I'm good. Thank you.

16 MR. PIDGEON: Yeah, I have a number of questions.

17 THE WITNESS: Super.

18

19 EXAMINATION

20 BY MR. PIDGEON:

21 Q. **Redacte**, if you don't mind me calling you that --

22 A. Please, please.

23 [Off the record - discussion]

24 Q. (by Mr. Pidgeon) Let's start with the top: Marriage.

25 Is -- what is your understanding as to how marriage is

1                   formed?

2   A.    I think that the -- all the way back to the first  
3       couple, and that was Adam and Eve.  And I believe that  
4       if you gonna do something, you do try to do it right the  
5       first time.  And I think that God thinks that marriage  
6       between a man and a woman is the best way, because  
7       that's how he started the whole relationship process of  
8       starting families.

9   Q.    So you see marriage as a God-ordained institution?

10   A.   A hundred percent.

11   Q.   And you say a hundred percent.

12   A.   I agree that marriage is a God institution, 100 percent  
13       belief that the Bible teaches that, and that's what I  
14       stand on.

15   Q.   What do you think about the State's position that  
16       marriage is, in fact, a state-ordained institution?

17   A.   Well, I think that it could be a state feeling, it could  
18       be a national feeling, it could be a world feeling.  
19       Doesn't override my belief in what the Bible says.

20   Q.   Now, you've -- you said here just a few minutes ago that  
21       you're the number one -- you've been tagged as the  
22       number-one homophobe.

23   A.   Definitely in the Northwest --

24   Q.   In the Northwest.

25   A.   -- and very close to the top nationwide.

1 Q. It's good to be number one. All right.

2 Now, let me ask you, what does homophobe mean?

3 A. I think it's not a word. You know, just like today  
4 we've developed Islamophobe. I think it's a way to try  
5 to intimidate. I think it's a word that's used to --  
6 saying that you are prejudiced toward a certain group of  
7 people, homosexuals; that you are fearful of  
8 homosexuals; and that you have an agenda against them.

9 And I have none of those.

10 Q. So you would say that the term "homophobe," number one,  
11 is not a real word?

12 A. Right.

13 Q. And number two, does not correctly label you.

14 A. Absolutely not.

15 Q. As to your understanding of what the definition is.

16 A. Right.

17 Q. Now, have you taken positions that are opposed to  
18 abortion, for instance --

19 A. Yes.

20 Q. -- in the church?

21 Have you taken positions that are opposed to  
22 frivolous divorce --

23 A. Yes.

24 Q. -- in the church?

25 A. Any divorce.

1 Q. Any divorce.

2 A. Yes.

3 Q. Have you taken positions that are opposed to alcoholism  
4 and drug abuse?

5 A. Absolutely.

6 Q. Now, when you have taken those positions, have you ever  
7 been attacked or threatened by alcoholics, for instance?

8 A. No.

9 Q. Have you ever been attacked or threatened by any groups  
10 representing divorcees?

11 A. No.

12 Q. Have you ever been attacked by pro-choice -- by the pro-  
13 choice lobby?

14 A. No.

15 Q. Have you ever been sued by the pro-choice lobby?

16 A. No.

17 Q. Have you ever had protesters in front of your church  
18 from the pro-choice lobby?

19 A. No.

20 Q. Have ever received a death threat from the pro-choice  
21 lobby?

22 A. None.

23 Q. Have you ever received a death threat from the pro-  
24 divorce lobby?

25 A. No.

State Objects: The witness's testimony is irrelevant, unrelated to R-71.

1 Q. How about from the pro-alcohol or drug-use lobby?

2 A. No.

3 Q. If there is such a thing.

4 A. Don't make news.

5 Q. How about Overeaters Anonymous? Did they ever --

6 A. None.

7 Q. -- they ever threaten you? Okay.

8 So would you say that 100 percent of the threats

9 that you have received have come from the homosexual

10 community?

11 A. Yes.

12 Q. And would you describe the homosexual community as

13 having a nature of bullying?

14 A. I would describe them as a group that is sold out to  
15 what they believe as much as I am, and they're gonna do  
16 what it takes to make that belief known and get it  
17 passed for everyone to accept.

18 Q. Would you describe them as -- just generally speaking  
19 now, if you were describing their reputation --

20 A. Mm-hm.

21 Q. -- to the community, would you describe this group of  
22 homosexual activists as threatening?

23 A. Yes, I would.

24 Q. Menacing?

25 A. At times, yes. With the amount of threats I've gotten,

State Objects: Irrelevant

State Objects: Foundation;  
Hearsay; Irrelevant;unrel|R71

1 yes.

2 Q. Harassing?

3 A. Yes.

4 Q. Vicious?

5 A. At times, yes.

6 Q. Have you ever felt that you were being stalked by the  
7 homosexual community?

8 A. With the amount of calls and the amount of letters and  
9 the amount of articles, yeah, I do, very much so.

10 Q. Now, you indicated in your testimony that you have gates  
11 around --

12 A. Mm-hm.

13 Q. -- your property?

14 A. Mm-hm.

15 Q. When did you --

16 A. I do.

17 Q. When did you put those gates up?

18 A. We probably put 'em up about five years ago, almost six.

19 Q. And you also have dogs?

20 A. I do. None of 'em are Christians.

21 Q. As they have -- are you trying to say that your dogs  
22 have no sense of mercy?

23 A. They have no sense of forgiveness, yes.

24 Q. And the -- why did you put gates up and introduce dogs  
25 to your property?

State Obj: Foundation .  
Hearsay: Irrelevant; UR R71

State Obj: Foundation .  
Hearsay; Irrelevant; UR R71

1 A. I've always, you know, had dogs. I mean, that's because  
 2 of just who I am, even in pro ball. I mean, you get  
 3 people that -- groupies and different things that, you  
 4 know, you just need protection. And then when the whole  
 5 issue started with the homosexual community and my  
 6 stands, and then I have -- a family and kids came about,  
 7 I go, we gotta do something more about security. And  
 8 that was the thing that we wanted to do, was, you know,  
 9 put the security gates and things up.

10 Q. So would you say that the gates and the extra security  
 11 measures were directly and proximately caused by the  
 12 threats you were getting from the homosexual community?

13 MS. EGELER: Objection --

14 MR. MCBRAYER: Objection --

15 MS. EGELER: -- leading the witness.

16 MR. MCBRAYER: -- yeah, leading.

17 Q. (by Mr. Pidgeon) Let me see if I can ask that in a  
 18 different way.

19 A. Okay.

20 Q. Apparently that question was over the top.

21 Did you place the gates around your property as a  
 22 result of the threats you were receiving from the  
 23 homosexual community?

24 A. That was the main purpose --

25 Q. Was that --

State Objects: Foundation . Hearsay;  
 Irrelevant, unrelated to R-71.

State Obj: Foundation .  
 Hearsay; Irrelevant, UR R71

1 A. -- why we put the --

2 Q. -- the main reason?

3 A. That was the main reason we put the gates up.

4 Q. And since you put the gates up, they've been fairly  
5 effective to secure you?

6 A. Yes, they have.

7 Q. Now, is there such a thing as a bounty on you?

8 A. There was several over the years. I understand that it  
9 got up to -- oh, my goodness -- if they could find some  
10 dirt on me, I think it was -- went from up to 500,000,  
11 like a half a million then, to up over a million. And,  
12 you know, those are just the things I kept hearing from  
13 people all over the U.S.

14 I had one buddy call me from Alabama and says, hey,  
15 have you seen the new bounty they got on you? I go, no,  
16 I try not to even deal with this. Well, you better deal  
17 with this, you know, because they're trying to find dirt  
18 on you and, you know, anyone could come up with that  
19 kinda information have a million dollars. And that was  
20 right before the situation took place with the head of  
21 Evangelical Association, Ted Haggard.

22 Q. So is it your understanding that there is some kind of a  
23 motive inside the homosexual community to scandalize or  
24 to bring pastors down through scandal?

25 A. Oh, I -- it's been proven. We don't have to think.

State Obj: Lack of foundation; hearsay; irrelevant even if not offered for the truth of the matter, unrelated to R-71.

1 That is a proven fact.

2 Q. And so to your knowledge, there was a bounty for  
3 somebody -- they were -- somebody inside the homosexual  
4 community -- let me see if I can ask this question more  
5 clearly.

6 Is it your understanding that somebody inside the  
7 homosexual community was willing to pay up to a million  
8 dollars to get information of sufficient scope to  
9 scandalize you as a pastor?

10 A. Yes, that's what -- the information I had received.

11 Q. I want to go back and talk a little bit about the Day of  
12 Silence --

13 A. Okay.

14 Q. -- at Redacted .

15 Now, let me ask you, is it your understanding  
16 that -- how this Day of Silence works, that -- tell me  
17 again what you think this Day of Silence was about.

18 A. Okay. Compared to the first year that we had to deal  
19 with it and what they say it's for now has really  
20 changed, because we just have put so much pressure on  
21 the school about the day. Now they say it is about  
22 protecting the kids that have been bullied because they  
23 are homosexual. So I had asked the question --

24 Q. What was it before?

25 A. It was basically in support of the lifestyle.

State Obj: Foundation:  
Hearsay; Irrelevant; UR R71

1 Q. So let me see if I get this right. So the Day of  
2 Silence was that we were going to have a Day of Silence  
3 here at this public school paid for with tax dollars  
4 that is going to be anybody who is willing to say  
5 they're in support --

6 A. Right.

7 Q. -- of the gay lifestyle doesn't say anything all day  
8 long.

9 A. Right.

10 Q. Was that the agenda?

11 A. Right.

12 Q. So then can we assume that the contrary was true, that  
13 anybody who spoke during that day would be considered a  
14 homophobe?

15 A. Well, they were considered not in support of the  
16 homosexual lifestyle.

17 Q. Do you know whether or not there was castigation or  
18 otherwise a looking down upon those people who spoke  
19 during the Day of Silence in the school?

20 A. I think it was -- you know, the kids -- like I said,  
21 they had voted about what they thought the major issues  
22 were at the school. Homosexuality wasn't mentioned,  
23 homosexual bullying wasn't mentioned at any of the  
24 out -- you know, the results of those surveys.

25 And so it was kinda like whoopee do to most of the

1           kids. I mean, it wasn't like, okay, you know, if you  
2           don't -- if you decide to speak, boy, you know, you --  
3           it's -- we gonna really get you, or, if you decide to  
4           stay quiet, we really gonna get you. It -- there was --  
5           well, whatever you wanna do that day, we gonna make it  
6           through and move on. I think that was the attitude of  
7           most of the students, because there was so many teachers  
8           that was behind the support of the day.

9   Q.   So the day was being supported and advocated by the  
10           teachers --

11   A.   Yes.

12   Q.   -- at the school?

13   A.   Yes.

14   Q.   To your knowledge, was there any student movement behind  
15           it whatsoever?

16   A.   They said it was the GSA. And like I said, the more we  
17           got into it and looking at it, you know, how can it be  
18           the Gay-Straight Alliance when there was not even one  
19           gay student at that first year that was in the Gay-  
20           Straight Alliance? So that kinda was suspect to me, and  
21           that's why my wife and I stood as strongly as we did.  
22           And we just stood up as parents. I told 'em, I'd rather  
23           get to know you as a parent, not as a pastor, and I'd  
24           like to get this worked out between parent and teachers  
25           in school than anything else.

1 Q. Now, did your daughters ever experience any form of  
2 racism in this school?

3 A. My kids was great athletes, you know. Redacte and -- my  
4 oldest, was, you know -- I mean, she's just -- she was  
5 just a class act in volleyball. So that eliminated a  
6 lotta those regular harassment. Some of the other  
7 students got more harassed than she was simply because  
8 of who she was.

9 Redacte, my daughter, probably felt the most, the  
10 second girl. It was a rough, rough year for her when  
11 that teacher stood up, which was her favorite teacher.  
12 She was in advanced placement for English literature,  
13 and that advanced teacher was her teacher that stood up  
14 and booed me. And then she had to go to school after  
15 that and they was talking about me in the classroom.

16 So we ended up having to pull her out of school for  
17 a week because she was so emotionally drained about what  
18 was going on at the school and what was said at that  
19 assembly. And she ended up taking that class from off  
20 campus.

21 Q. So now, were you booed for your remarks about Martin  
22 Luther King?

23 A. I was booed because I was a hypocrite, they said. How  
24 can I be saying that I believe in equal rights when I  
25 didn't want homosexual to have equal rights, which -- I

1 don't know where that came from.

2 Q. So you were booed by your daughter's teacher because of  
3 your stance about homosexuality.

4 A. And we had agreed, when my daughter -- it was four years  
5 after I'd spoken the first time, right? I'd spoken when  
6 my first daughter was a freshman. She graduated. My  
7 daughter ended up being a freshman -- a senior that  
8 fourth year and she asked us to come back. Some of --  
9 many of the students says, hey, we haven't had an  
10 assembly like that since your dad was here. Could he  
11 please come back to speak.

12 And I go -- you know, at that time, man, there was  
13 really a great deal going on with the whole homosexual  
14 issue, because we had dealt with Redacted and  
15 everything else. And I said, are you sure they want me  
16 to come and speak? And she said, yeah, we agreed. We  
17 met with the GSA, we met with the teacher that was --  
18 which was her advanced-placement teacher, and there was  
19 nothing gonna be said or done about homosexuality. The  
20 issue was gonna be Martin Luther King and what I went  
21 through as a young man growing up in Alabama.

22 And the minute I stood up, I was booed.

23 Q. By the teacher.

24 A. By the teachers.

25 Q. So it's your testimony here today that your daughter's

1 AP English-literature teacher, a teacher at the public  
2 school, at [Redacted] High School, targeted your daughter  
3 in class because of your stand on homosexuality.

4 A. I don't think she -- I could say that she just targeted  
5 my daughter. But having my daughter there and talking  
6 about it, yeah, I think that was insensitive.

7 Q. Now, there's something in one of the newspaper articles  
8 here that hasn't been brought up, which was one of the  
9 events, I think, you participated in, which was a debate  
10 with [Redacted].

11 A. Oh, the clash of the titans?

12 Q. Yeah, the clash of the titans.

13 A. Yep.

14 Q. Now, do you remember, how many pastors in the community  
15 joined you during that debate?

16 A. It was just [Red] and I, was the only one that was onstage  
17 that evening. The place was packed. There was standing  
18 room only at the Center, I think it -- Seattle Center  
19 there somewhere. What was the name of that? I wish I  
20 could name the place it was held at.

21 And there was many pastors that was in the audience  
22 and there was many supporters of [Red] and the homosexual  
23 community that was there, and it was a fireball. We had  
24 a lot -- we had to bring in a lot of protection in order  
25 to do that, had a lot of security guards that was with

1                   me, and so forth, so on.

2   Q.    So since you began to be known for your stance in  
3                   support of traditional marriage --

4   A.    Mm-hm.

5   Q.    -- you have seen what we have described the homosexual  
6                   community do, including the placing of bounties. Now,  
7                   again, looking to the general reputation of that  
8                   community, your understanding of that community, do you  
9                   think they had become less bullying or less threatening  
10                  over the last year or two years?

11                  MR. MCBRAYER: Objection; foundation. Asking for  
12                  an expert opinion.

13                  MR. PIDGEON: I'm asking for a lay opinion and I'm  
14                  asking for reputation opinion.

15                  MR. MCBRAYER: Objection to lack of foundation.

16                  MR. PIDGEON: Okay, let's establish -- get some  
17                  foundation here.

18   Q.    (by Mr. Pidgeon) Are you a member of this community?

19   A.    I am.

20   Q.    Do you have some idea of the reputation of the  
21                   homosexual community in the Christian world?

22   A.    I do.

23   Q.    Can you reflect on that reputation to tell us whether or  
24                  not, in your opinion, that -- the activism of the  
25                  homosexual community, has it waned, has it relaxed over

1                   the last two years?

2   A.   No.

3   Q.   The tactics of the homosexual community to use threats  
4                   and some of the other things you've described earlier,  
5                   has that waned over the last two years?

6   A.   No.

7   Q.   Is it your expectation that if you were to publish an  
8                   article today on the issue of traditional marriage,  
9                   would you receive threats and phone calls? Is that your  
10                  expectation?

11   A.   It --

12                   MR. MCBRAYER: Objection; foundation.

13   Q.   (by Mr. Pidgeon) Go ahead and answer the question.

14   A.   Yes.

15   Q.   You would --

16   A.   I would.

17   Q.   You would expect it -- to --

18   A.   Yeah.

19   Q.   -- receive threats?

20   A.   We'll find out here real soon too if you want me to  
21                  prove it.

22   Q.   So you haven't -- so it's your testimony you haven't  
23                  seen any shift towards, shall we say, niceness in the  
24                  homosexual community.

25   A.   Not towards those activists that really are upset at

1 anyone that can say anything negative about the  
2 homosexual lifestyle.

3 Q. Now, I want to go back to your petition signing. Do you  
4 remember what number you were on the petition when you  
5 signed?

6 A. I do not.

7 Q. Do you remember that the petition -- how many signatures  
8 the petition would allow on the face of the petition?

9 A. No. I think it was about 50 a sheet. I'm not sure.

10 Q. So if you signed in the middle of that petition, is it  
11 your expectation the people that signed before you would  
12 have knowledge that you signed it?

13 A. No.

14 Q. So it's only going to be those people who signed after  
15 you --

16 A. If they wanted to look, yeah.

17 Q. And only if they wanted to look.

18 A. Yeah. I don't -- I couldn't tell you the person that  
19 was right in front of me.

20 Q. Did you look at any of the other names on --

21 A. No.

22 Q. -- the petition? Okay.

23 Did you know at the time that you signed the  
24 petition that somebody in a group called whosigned.org  
25 was going to ask the Secretary of State to give him a

1 computer file of all the names and addresses of  
2 everybody who signed this petition?

3 A. Didn't even cross my mind. I didn't even think it was  
4 legal.

5 Q. Did you know -- do you know how long the referendum and  
6 initiative process has been going on in the state of  
7 Washington?

8 A. Quite a while, yes.

9 Q. Do you know whether or not any Secretary of State prior  
10 to Sam Reed has released the names and addresses of  
11 petition signers for referendums and initiatives?

12 A. I have not heard of a one. That's why I was so  
13 surprised when they was talking about releasing the  
14 names of this one.

15 Q. Do you know whether or not any Attorney Generals in this  
16 state have issued opinions on the Public Records Act  
17 instructing the Secretary of State to not release the  
18 names on petitions?

19 A. No. I mean, I'm very much in touch with all the states  
20 with all the things I do, with all the Christian  
21 leaders. I know every major leader that's a Christian  
22 leader in the United States. All of 'em knows me. And  
23 when things are happening legislatively that we need to  
24 understand and need to let our people know, I'm one of  
25 the first and the few that they will allow -- say, hey,

1           you need to be cognitive to this. And so no. I mean,  
2           I'm -- this is brand-new to me.

3   Q.   Now, in terms of the petitions, would you have -- if you  
4       had had knowledge that anybody who signed the petition  
5       for R-71 was going to be exposed to the exact same  
6       experiences that you've had for your taking a position  
7       on traditional marriage, would you recommend that they  
8       sign the R-71 petition?

9   A.   I would give them a warning that this is the possibility  
10       of what can happen. You gonna have to make up your  
11       mind. Me, because I've been in it for so long and have  
12       had so many threats, I would have signed it anyway  
13       simply because that is my responsibility as a voting  
14       member of society.

15   Q.   Do you know whether or not -- are you still holding your  
16       Redacted stock?

17   A.   No, I sold it.

18   Q.   When did you sell it?

19   A.   It's been about two years.

20   Q.   Two years.

21   A.   About two years now.

22   Q.   And you --

23   A.   At the last -- after the last stockholders' meeting when  
24       I challenged them on their support after Proposition 8  
25       passed, it was -- I think that was three years in a row

1 I had brought that up. And there was no more recourse  
2 to deal with them as a stockholder because they had  
3 voted it down every time to continue. And they would  
4 not answer me on if it was anyone else that was making  
5 those derogatory and racist statements, would [Redacted]  
6 stand behind them. And [Redacted] and -- who's the  
7 president now?

8 Q. [Redacted] ?

9 A. -- [Redacted] and the CFO, fellow from -- I believe,  
10 I was able to challenge all of them at that meeting, and  
11 they said that your recommendation was voted down. So  
12 after that, you know, there was no need in trying to  
13 continue to, you know, beat a dead horse. When the  
14 horse is dead, the only thing that's left is to unsaddle  
15 it.

16 Q. Did you make any money on the stock?

17 A. I got out at a good time, yeah.

18 MR. MCBRAYER: Amen.

19 Q. (by Mr. Pidgeon) Now, let me -- I got one last thing I  
20 wanted to ask you about, the --

21 A. Sure.

22 Q. -- your knowledge on Proposition 8 in California.

23 A. Right.

24 Q. So tell me about -- do you know of -- do you have any  
25 personal knowledge of incidents of violence, threats,

1 harassment, and so on in California?

2 A. Yes. One of the guys that is really close to me that  
3 was really on the front line with Proposition 8 was  
4 [Redacted]. He is -- was one of the old San Diego  
5 Charger football players, and so we had known each other  
6 for quite a while. And I had tried to get him -- tried  
7 to hire him years ago to come up and work for me at the  
8 church. But he wanted to be his own boss, so he started  
9 his own church in San Diego.

10 And I remember one day when all this was going on  
11 and I find out that's Miles involved with Proposition 8.  
12 I better give him a call. So I called him to let him  
13 know what to expect and this is gonna come and, if his  
14 name gets out, these are the things you have to expect  
15 as far as calls, as far as threats, and to understand  
16 what you're getting into. And that was very helpful to  
17 him because it kinda caught him on surprise down there,  
18 the threats and the calls and the things that people  
19 were saying to him.

20 Q. And do you know what kinds of threats he received?

21 A. Just some of the basic ones I got: You know, how can  
22 you be against -- being black, how can you be against  
23 the equal rights of homosexuals and, you know, you are a  
24 homophobe, you're a hater, you don't respect the  
25 homosexual lifestyle, and, you know, you better --

1           basically, he had to get bodyguards. So I guess they  
2           was, you know, solid enough that he thought he'd better  
3           get some bodyguards meeting at his church.

4   Q.    Do you know of any other incidents that happened down  
5           there?

6   A.    Just what we heard from the guys who was telling what  
7           was going on at rallies, the things that I saw and heard  
8           on the radio and the television news. It got to be  
9           pretty vicious, that fight. And the -- like I said, the  
10           racial slurs and statements that was made from the black  
11           community all the way from -- what's the actress's name?  
12           Rosie O'Donnell? I mean, there was some harsh  
13           statements made to the black community about supporting  
14           Proposition 8.

15   Q.    Did you have -- are you surprised with R-71 that we  
16           didn't have as much violence in Washington as they had  
17           in California?

18           MS. EGELER: Objection to the characterization.

19           MR. PIDGEON: I'll withdraw the question. Okay.

20           All right, I'm going to -- I'm finished with  
21           that line of examination.

22           THE WITNESS: Thank you.

23           MR. PIDGEON: Thanks, Redacted.

24           THE WITNESS: Mm-hm.

25           MS. EGELER: I have a few more questions if you're

1                   done.

2

3                   FURTHER EXAMINATION

4    BY MS. EGELER:

5    Q.    Pastor, you talked about taking positions on divorce.

6    A.    Mm-hm.

7    Q.    Have you spoken at rallies about divorce?

8    A.    I've spoken about all the major issues.  We even mention  
9        those when we's dealing with some of the marriage,  
10      because if you don't talk about support of marriage --  
11      you gotta deal with every aspect of supporting marriage,  
12      and one of the destroyers of marriage is divorce.  And  
13      so I've spoken about that many times.

14   Q.    Have you spoken at any rallies about abortion?

15   A.    Oh, yes.

16   Q.    Can you tell me when those rallies were?

17   A.    Oh, my goodness.  I speak so many times, I wouldn't be  
18      able to tell you specifically dates and those things.  
19      But you can pretty well follow up on anything I speak  
20      on.  If I'm dealing with family issues, those are gonna  
21      be some of the major issues I'm gonna deal with:  
22      Divorce, abortion, gambling.  I've done a great deal on  
23      gambling.  I've spoken totally against -- even down to  
24      jealousy.  I mean, it's -- if it's a Biblical issue, I'm  
25      gonna speak on it.

1 Q. Can you tell me any rally that you spoke at about  
2 abortion where abortion was the key issue at that rally?  
3 A. I think it was -- oh, man -- maybe two, three years ago  
4 when that -- those people were standing out in front of  
5 churches with the pictures of aborted babies and the  
6 fetuses that they were showing. And I was talking about  
7 the insensitivity toward others that may have had an  
8 abortion, that our job is not to condemn, but to help  
9 them through the situation and realize don't do it  
10 again. So I've always spoken about those major issues  
11 like that, yes.

12 Q. So you've spoken about a more peaceful approach to the  
13 debate about --

14 A. Right.

15 Q. -- abortion?

16 A. I'm -- you know, I'm just really surprised that, you  
17 know, the only attacks I really have gotten is towards  
18 when I stand up against the homosexual issue and stand  
19 strong for traditional marriage.

20 Q. Are you the number-one antiabortion person in the  
21 Northwest?

22 A. No. I'm not classified much of anything else outside of  
23 number-one homophobe.

24 Q. And would you say that's because your positions and  
25 appearance -- public appearances regarding same-sex

1 marriage and homosexuality, that's the predominant topic  
2 that you've spoken about?

3 A. No, it's the predominant issue that they made outta  
4 news. Okay?

5 Q. So --

6 A. The --

7 Q. -- would -- excuse me.

8                   Would you --

9 A. Yeah.

10 Q. -- say that you have spoken about homosexuality and  
11 marriage more than you have spoken about the issue of  
12 abortion?

13 A. Over the years, probably the last four or five years,  
14 I've spoken more about the issue of marriage than I have  
15 anything else, simply because that has been the  
16 forefront, mm-hm.

17 Q. And how much more? Would you say you've spoken ten  
18 times more than --

19 A. Probably about ten times more, yeah.

20 Q. And --

21 A. But we're a lot hard -- I can say this to you  
22 straightforward: We're a lot harsher on our members in  
23 our church about divorce than we ever were on  
24 homosexuality. We've kicked folks out of our church  
25 because they've gotten divorced. Brought 'em before the

1 church, told the church what it was for, and told 'em to  
2 remove fellowship and you have just lost your membership  
3 in this church, bye.

4 Q. You said that you think that the media has run stories  
5 more about your position on --

6 A. Yes.

7 Q. -- homosexuality than about your position on other  
8 issues; is that right?

9 A. That's right.

10 Q. How much more, would you say? Ten times more, a hundred  
11 times more? What --

12 A. I think --

13 Q. -- would you say?

14 A. -- it's definitely 20, 30, 40 percent more than it is  
15 for homosexuality than with any other issue I stand on.

16 Q. Has the media run any stories about your position on  
17 abortion?

18 A. I haven't read one.

19 Q. Has the media run any stories at all about your position  
20 on drugs and alcohol?

21 A. No. And we have a drug-and-alcohol ministry at the  
22 church.

23 Q. Has the media run any stories at all about your position  
24 on isolated to divorce between a man and a woman?

25 A. Not really. If it's mentioned, it's so brief you

1       wouldn't be able to remember. And like I said, we're a  
2       lot more -- we're a lot harder on divorce than we are  
3       any issues on homosexuality.

4   Q.   So in talking about the media, I'm talking about  
5       radio --

6   A.   Right.

7   Q.   -- TV --

8   A.   Right.

9   Q.   -- Internet --

10   A.   Right.

11   Q.   -- print.

12   A.   Right.

13   Q.   So all of those media forms are focusing on your stance  
14       with respect to homosexuality.

15   A.   Right.

16   Q.   You talked about bounties being placed on you, and I  
17       wanted to make sure I understood what you meant by a  
18       bounty. That was money that would be awarded to someone  
19       for finding scandalous information about --

20   A.   Right.

21   Q.   -- you?

22   A.   Same thing -- I think you remember the story of Ted  
23       Haggard?

24   Q.   I don't. Can you --

25   A.   Okay.

1 Q. -- tell me.

2 A. Ted Haggard was the president of the Evangelical  
3 Association, one of the most powerful Christian  
4 organizations in the U.S., and they found out  
5 information about him having a homosexual relationship.  
6 And it destroyed him, the family, almost destroyed the  
7 church, because they was able to take someone who was  
8 supposed to be standing on His right side against  
9 homosexuality and marriage and was participating in the  
10 lifestyle.

11 And they didn't want me dead. I mean, that makes  
12 me a martyr. But if they -- they know what the  
13 Christian community's all about, and if you're  
14 hypocritical, you have just destroyed your witness.

15 Q. Do you know who put these bounties out?

16 A. No. Never even research 'em. They just -- people will  
17 call me and say, hey, bro, you better watch out who you  
18 hang out with, who you travel with. That's why I never  
19 travel alone. That's why I always have someone with me.  
20 That's why I always have -- if it's -- you know, if I  
21 can't have my wife, I'm gonna have one or two other guys  
22 or something who's gonna be with me if I'm in a public  
23 place.

24 Q. And these guys can attest to the fact that you aren't  
25 out with women --

1 A. That's right.

2 Q. -- and behaving inappropriately or with men behaving  
3 inappropriately.

4 A. Correct.

5 Q. And do you know, how long have these bounties been in  
6 effect?

7 A. I don't know. It's been probably three, four years when  
8 they first started. That's when -- all the issues with  
9 the [Redacted], all the issues with [Redacted], those was big  
10 things happening then, because it was national and  
11 international news.

12 Q. You talked about a debate with [Redacted]. Was that a  
13 debate about Referendum 71?

14 A. No, that was a debate about the homosexual lifestyle.

15 Q. Do you know what year that happened?

16 A. When was that clash of the titans? It was probably  
17 right before we went to D.C. Is it in -- do you got  
18 that article in the paper there, bro?

19 Q. And I think you talked about D.C. being maybe 2004; is  
20 that right?

21 A. It was -- that was -- I wish -- they videotaped that and  
22 it played for like two, three months afterwards on  
23 public TV.

24 Q. So I'm looking at a newspaper, a Seattle Post-  
25 Intelligencer, that you produced today and it's dated

1                   March 3rd, 2006. And there's an, on the front page,  
2                   article entitled " [REDACTED] Redacted  
[REDACTED] . "

4 A. Mm-hm.

5 Q. Does that refresh your recollection about --

6 A. Yes, mm-hm.

7 Q. -- when it would have happened?

8 A. Well, it had to be 2006, mm-hm. Like I said, this  
9 happened three, four years ago, before, I know, he went  
10 to D.C., so --

11 Q. You talked about security guards being there.

12 A. Oh, yeah.

13 Q. Were the police there as well?

14 A. If uniformed policemen was there, I didn't see 'em  
15 because they kept me in a backroom most of the time  
16 until they brought me out onstage, which was right  
17 behind the stage where they kept us. It was all -- I  
18 know I had all our security guards there and guys was  
19 throughout the audience and right next to the stage. We  
20 had 'em standing up in front of the stage.

21 Q. Was there any violence that day or evening?

22 A. No. No, it was -- we're really peaceful people.

23 Q. You've stated that you're very much in touch with  
24 government events. Have you ever been notified before  
25 an Attorney General opinion is issued?

1 A. Attorney General? No, I don't think that that is a  
2 major issue. Most of the time I'm contacted, something  
3 is going to Congress, something that is gonna be voted  
4 on legislatively. They will inform me that we need to  
5 crank up some abilities that let people know what's  
6 going on and if we need to contact our congressmen or  
7 our senators. So that's part of the network that I'm a  
8 part of.

9 Q. Have you ever personally read any Attorney General  
10 opinion?

11 A. No, not -- I don't think so. I think the only one is  
12 this -- is the whole issue with health care with  
13 McKenna.

14 Q. With Mr. Pidgeon you discussed the Christian community  
15 and reaction to the homosexual community. Is the  
16 Christian community all in the same position that you  
17 are with respect to their stance --

18 A. No. I mean --

19 Q. -- on homosexuality?

20 A. No. I -- you probably will find a lotta differences in  
21 many of the churches, pastors, denominations. I mean,  
22 that's why we have denominations. We don't all agree.  
23 But mostly evangelicals; we pretty well stand strong  
24 together.

25 Q. And do you know any nonevangelical pastors, priests, or

1           rabbis who are supportive of homosexuals and same-sex  
2           marriage?

3   A.    Do I know of any that is?

4   Q.    Yes.

5   A.    Probably -- I don't -- you know, probably a large  
6           percentage is. I know -- I would know more that was  
7           against it than I would that was for it because of the  
8           circle that I would spend my time.

9   Q.    But you're aware that many Christian and Jewish leaders  
10           are --

11   A.    Oh, yeah.

12   Q.    -- supportive of --

13   A.    Oh, yeah. Yes, I am aware they're supportive of the  
14           homosexual lifestyle.

15   Q.    And I was just remembering one rally that I don't think  
16           we talked about, but just wanted to get that on the  
17           record. Did you speak at a rally about Referendum 71 at  
18           the State Capitol?

19   A.    Was that the one that we did on a Sunday afternoon?

20   Q.    I don't know.

21   A.    I think it was. I think it was -- I know we had a big  
22           get-together down on the State Capitol. I was invited  
23           to come down and speak.

24           I think the pastor that put that on was from the  
25           Federal Way area Life Center. Oh, my goodness, why

1 can't I think of his name? You know who I'm talking  
2 about, the big church down in Federal Way? I can't  
3 believe I can't think of his name. If he knew I forgot  
4 his name, he'd shoot me. [Redacted]. [Redacted] and  
5 his wife, they wanted to make sure we stood -- have --  
6 get together and make people stand. And I went down to  
7 the Capitol and we met out there on the front steps.

8 MS. EGELER: Okay, that's it for my questions.

9 THE WITNESS: Okay.

10 MS. EGELER: Thank you.

11 THE WITNESS: Mm-hm.

12 MR. MCBRAYER: Nothing for me.

13 MS. EGELER: Steve Dixson, anything further?

14 MR. DIXSON: No, ma'am.

15

16 (Whereupon the deposition  
concluded at 3:12 p.m.)

17

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1 CERTIFICATE

2 STATE OF WASHINGTON )  
3 COUNTY OF SNOHOMISH )

4 I, the undersigned Notary Public in and for the  
5 State of Washington, do hereby certify:

6 That the foregoing is a full, true, and correct  
7 transcript of the testimony of the witness named herein,  
8 including all objections, motions, and exceptions;

9 That the witness before examination was by me duly  
10 sworn to testify truthfully and that the transcript was made  
11 available to the witness for reading and signing upon  
12 completion of transcription, unless indicated herein that the  
13 witness waived signature;

14 That I am not a relative or employee of any party  
15 to this action or of any attorney or counsel for said action  
16 and that I am not financially interested in the said action  
17 or the outcome thereof;

18 That I am sealing the original of this transcript  
19 and promptly delivering the same to the ordering attorney.

20 IN WITNESS WHEREOF, I have hereunto set my hand and  
21 seal this 7th day of October, 2010.

22

23

24 Notary Public in and for the State of Washington  
25 residing at Edmonds, Washington.  
(Notary expires 3/09/13)  
(CCR No. 2699)

# Exhibit One







# Exhibit Two

Redacted

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# Exhibit Three

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